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U.S District Court
Northern District of Illinois
Eastern Division

FILED

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THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

USA	12 CR 723
v.	13 CR 703
Adel Daoud	15 CR 487

Daoud's Sentencing Memorandum with Attached Affidavit/
Objections to "Government's Factual Basis for Defendant's Plea of
Guilty Pursuant to North Carolina v. Alford"

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Here comes Adel Daoud, sui juris, respectfully submits his sentencing Memorandum to inform the Court of his arguments for his immediate release, as well as respond to the government's likely arguments to keep him incarcerated. The writer will address Entrapment and Due Process violations.

Introduction

The FBI claimed to stop Daoud from carrying out his plan to blow up a bar downtown Chicago on 9/14/2012. Then it claimed to save the Undercover Employee with a jailhouse gangster snitch. Then Daoud was charged with attempted murder of another prisoner. The prosecutors offered to drop the second 2 cases if Daoud would plead guilty to Attempted Use of a Weapon of Mass Destruction. After waiting for trial for nearly 7 years, his attorney Thomas Anthony Durkin talks him into doing a plea. Due to Religious reasons, Daoud cannot sign false confessions, and agrees to an Alford plea to maintain his innocence.

The government uses beliefs, books, magazines, and media related to the Religious beliefs of Daoud as proofs for a crime he never committed nor was about to commit. Daoud's legal support for Osama bin Laden, Anwar al Awlaki, Al Qaeda, Taliban, and the Religious doctrine of Jihad has been made the center of a political case, and a justification to keep him incarcerated. Daoud agreed with these groups and figures because he believed that their interpretation of Islam and how to apply Islamic law was the true interpretation of God's Religion.

"The Supreme Court has admonished Federal entities to not sit as arbiters of Religious Orthodoxy."

(See Martinelli v. Dugger, 817 F. 2d 1499, 1504 11th Cir. 1987)

The FBI knowingly entrapped Daoud because they did not want him to go to Madinah University at Saudi Arabia, where it would be harder to watch him, and where he wanted to become a scholar to support Islam and those fighting for it in Jihad aka the Mujahideen. They wanted him to get as much time as possible to stop him from "recruiting" young people to believe as he did. It did not matter if he was innocent for this plot, or if they lied about why they arrested him. He said he's a "terrorist" after all.

Daoud was sentenced 2019 to 16 years in prison and 45 years supervised release. In the ~~conditions~~^{conditions} of his supervised release he had to take "Extremism" or "Countering Violent Extremism" classes, when they exist. He can get off supervised release earlier than 45 years if he abided by its conditions including not talking to people outside the country, and no longer having "extreme beliefs" or "sympathies to a Foreign Terrorist Organization (FTO)" [See PSR]

Here's a sample of the 2019 Sentencing transcript periodically quoted herein,

"Q Agent Parsons, what's a nasheed?

A A nasheed is a vocal musical piece usually done to Islamic religion to recall history or Islamic events or sometimes Jihadi material."

[See pg. 36 LN 25, pg. 37 LN 1-3, 2019 Sentencing Transcript]

"Q And what is this?

(Whereupon, said video was played in open court)

THE WITNESS: This is another nasheed

BY MR. JONAS:

Q Go ahead

A Nasheed is a video actually produced. It displays a reproduction of a fight between unnamed western forces and it appears to be

--

THE COURT: I can see the video. Proceed.

MR. JONAS: Your, Honor, I'm fast forwarding to 5 minutes and 29 seconds of this video

(Whereupon, said video was played in open court)

THE WITNESS: It has been narrated by the authority of --

THE COURT: Once again, Counsel, how long do I have to listen to this?

MR. JONAS: Your Honor, I just wanted you to see what was written on this video.

THE COURT: I see. Thank you.

[See pg. 41 LN 19-25, pg. 42 LN 1-12, Id]

Before continuing, let me produce what was written on this video, "It has been narrated on the authoirt~~y~~ of Abu Huraira that the Messenger of Allah (may peace be upon him) said: One who died but did not fight in the way of Allah nor did he express any desire (or determination) for Jihad died the death of a hypocrite. Muslim Book Book 20, Number 4696"

[See 5:29-5:50, Allahu Akbar - Jihad nasheed.mp4]

The Messenger of Allah is the prophet Muhammad, may Allah bless him and grant him peace. "Muslim Book 20, Number 4696" is reference to a Hadith book of what he said and did.

"

Q What's the Book?

A This⁴ book is The Book of Jihad

[See Id, pg. 44 LN 15-16]

"Q Can you very briefly just summarize what the book is

A This⁴ book generally explains why Jihad is⁵ meant to be a violent Jihad or attacking --

MR. DURKIN: Judge. Judge, with all due respect, I'm going to object.

THE COURT: Objection sust⁶ained. I don't need his interpretation of what -- you haven't labeled him an expert in interpreting different works of, of this type."

[See Id, pg. 45]

"This⁶ type" of work is religious⁶.

"A So in reference to page 20 of The Book of Jihad, the defendant wrote, I love this ver⁷se. And in reference to page 21 the defendant wrote damn abu bakr

Q And did you look to see in The B0ok of Jihad what he was talking about?

A Yes, I did

Q Is there a quote here a ver⁸se -- is there on page 20 is there only one verse?

A Yes there is only one ver⁹se on that page

Q And is that the ver¹⁰se on the screen?

A Yes it is

MR. JONAS: Your Honor, I won't have him read it, but if you can just -- the title is the punishment of those who don't participate in Jihad

THE COURT: I see it, and I have read it. Thank you.

MR. JONAS: Thank you , Your Honor

[See Id, pg. 46 LN 15-25, pg. 47 LN 1-3]

The verse was from the Quran. Allah says, translated, "Say [O Muhammad], 'If your fathers, your sons, your brothers, your wives, your relatives, wealth which you have obtained, commerce which you fear decline, homes wherein you are pleased, are more beloved to you than Allah, and His Messenger, and Jihad in His Cause then wait until Allah executes His Command. And Allah does not guide the defiantly disobedient ^{people} ~~people~~.'" [See The Book of Jihad citing the Quran, Surah 9 verse 24]

[See The Book of Jihad citing the Quran, Surah 9 verse 24]

Prosecutors used these quotations to justify giving Daoud 40 years imprisonment, and lifetime supervision.

Part 1: The Plan

Entrapment and Predisposition - Legal Definition

"... entrapment is a defense to criminal liability when the defendant was not predisposed to commit the charged crime before the intervention of the government's agents and the government's conduct induced him to commit it. The two elements of the defense - lack of predisposition and government inducement - are conceptually (2014 U.S. App. LEXIS 65) related but formally and temporally distinct.

"The predisposition element focuses on the defendant's circumstances before and at the time the government first approached him with a proposal to commit the crime. A defendant is predisposed to commit the charged crime if he was ready and willing to do so and likely would have committed it without the government's intervention, (771 F. 3d 443) or actively wanted to but hadn't yet found the means."

" We know from Sherman and Jacobson that predisposition requires more than a mere desire, urge, or inclination to engage in the charged criminal misconduct. Sherman surely had an inclination or urge to obtain narcotics; he was struggling to overcome an addiction, after all.

Sherman, 356 U.S. at 371.

If the mere urge was enough to make him predisposed to sharing drugs, the outcome of the case would have been different. Similarly, Jacobson may have been predisposed in the sense of having an inclination (2014 U.S. App. LEXIS 46) to view child pornography, but the Supreme Court rejected that understanding of predisposition: ... Furthermore, a person's inclinations and fantasies... are his own and beyond the reach of the government... (771 F. 3d 436) Jacobson, 503 U.S. at 551-52)"

"The entrapment defense guards against government overreach in this context, 'reflect[ing] the view that the proper use of the criminal law in a society such as ours is to prevent harmful conduct for the protection of the law (2014 U.S. App. LEXIS 47) abiding, rather than to purify thoughts and perfect character.' Hollingsworth, 27 F. 3d at 1203. When government agents, 'tempt[] [a] person to commit a crime that he would not otherwise have committed, punishing him will not reduce the crime rate; it will merely deflect law enforcement into the sterile channal of causing criminal activity and then prosecuting the same activity.' Manzella, 791 F. 2d at 1269."

"In Sherman the Court asked whther the defenant 'otherwise would... have attempted' the crime absent the government's effort to beguile him, 356 U.S. at 376, and concluded he would not have. The Court ~~used~~ the word 'readiness.'" It was the government's burden 'to prove petitioner had a readiness to sell narcotics at the time [the informant] approached him.' Id at 375."

"Instead a defenant who lacks the means to commit the crime when first approached by the government is nonetheless predisposed if he 'had the idea for the crime all worked out and lacked merely the present means to commit it, and if the government had not supplied [the means] someone else very well might have.' Id at 1203."

"Since then, the Court has said that' the principal element in the defense of entrapment [i]s the defenant's predisposition to commit the crime' not just any crime. Russell, 411 U.S, at 433."

[Quotes taken from U.S. v. Mayfield, 771 F. 3d 417; 2014 U.S. App. LEXIS 21525 No. 11-2439]

The FBI and Prosecutors understood Predisposition

" FBI -Chicago captioned group I UCE will be used in efforts to target Adel David, user of email account arabnigga21@yahoo.com subject Full Investigation..."

"Captioned Group I UCO will be used to fully explore David's links to

1. terrorism
2. terrorism financing
3. Other threats to national security

[Redacted...!] Chicago opened captioned Full Field Investigation based on unsolicited information [Redacted...!] that Adel David, believed to be an 18 year old male of Egyptian and Palestinian descent living in the greater Chicago area has stated on web forum [Redacted...!] that he has read an article on bomb making in Inspire Magazine and would make the bomb if he could find the required material⁴."

[See FBI Report, 302_002-000001.pdf, 5/15/12, Full Investigation 5/10/12]

To be predisposed/guilty Daoud had to be planning the bomb plot he's charged with.

"Online Covert Employees, OCEs were sent , 'to fully assess David's intentions as they pertain to Jihad and martyrdom as well as his association with like minded individual⁴.'" [redacted...] [see Id]

"Communications between the OCEs and DAOUD has revealed that DAOUD considers himself a terrorist, promotes and encourages others to read Inspire Magazine like him, and states his disgust with the United States⁴. The Investigation has also revealed that

DAOUD has considered various attacks such as setting forest fires, setting fires to homes, or attacking a military installation. However DAOUD has not yet specifically stated his intended plan, but has stated to OCE [Redacted!] ^{that} ~~that~~ he only trusts a few select individuals to discuss his plan... The first goal is to learn if DAOUD has an actual plan rather than just general targeting... The overall objective is to disrupt DAOUD if he is planning an attack... Coordination is ongoing with the USAO office in the Northern District of Illinois."

[See quotes from FBI Report, 302_002-000011.pdf, 6/20/12]

The government understood that there is a difference between "general targeting" vs. an "actual plan." Their job, is, as cited, to catch Daoud if he is planning an attack.

"Furthermore, in a response to OCE - [Redacted!]'s planned travel to the United States, on 6/30/2012, DAOUD responded, "I have an idea that's pretty realistic if you come insha'Allah.'... Chicago's intent is to use the coupon developed by OCE - [Redacted!] in an attempt to reveal DAOUD's aforementioned 'realistic idea'" [See in FBI Report, 302_002-000018.pdf, 7/16/12]

"II. [Redacted!] Mission

[Redacted...!] On 07/17/2012, UCE [Redacted!] will meet with ADEL DAOUD following afternoon prayer at approximately 7:00PM to gain additional intelligence on DAOUD to include his aforementioned idea;

[See FBI Report, 302_002-000022.pdf, 7/17/12]

"Adel Daoud's online activities include... searching for information on making bombs and other explosives... Daoud has also expressed to the Online Covert Employee... plans for an unspecified terrorist

attack with ~~the~~ the assistance of a locally recruited terrorist cell."

[See FBI report at 302_002-000032.pdf, 7/18/12]

What's the plan? Is there really a plan? That's why they said they were investigating. This is why in the following quote⁴ UCE asked Daoud 'what would you do.' He under~~st~~stood thi~~s~~.

"UCE: I know and he said brother, what if for example, something happens to me right. What if for example they stop me at the airport, or ~~s~~omething happens, or and then you're by your~~s~~elf. Right. He says what can, what can the brother do by himself? Like what would you do...."

[See UCE audio transcripts, UC_004 PART 4.pdf, 8/23/12, pg. 320]

"UCE: So you , so , so your goal, your dream, if like for example, if my sheikh asked me what if you, what if, you know, what if I was in Afghanistan, how can your brother help with the Jihad? ^{he} How can ~~he~~ help with the Jihad?"

[See Id, pg. 325, 8/23/12]

"UCE: No and I don't wanna feel like I'm putting pressure on you to do something here in the U.S. or in Chicago if you really wanna go over~~s~~ seas and fight there."

[See Id, pg. 467, 9/5/12]

The above quote shows UCE knew the difference between being predi~~s~~posed to the bomb plot and being predisposed to a different charge, namely, Material Support of a terrorist organization,

"UCE: and you have done a great job for your fir~~s~~t operation. You came up, you came up with an excellent plan. You did a great job picking the target. You did a very good job taking photographs so we can see what it looks like. Insha Allah you did a really

good job of finding a place to park the car. You know once we get there."

"UCE: I think you did a really good job of picking the right day too. You know on Friday night."

"UCE: You've done a lotta good things in this plan brother. I mean you came up with a really good plan, I have to say."

"UCE: This is great. Your plan is excellent brother and I think..."

"UCE: Excellent planning."

"UCE: Insha Allah. Another, another good way to finish your plan, brother."

[See Id, pg. 624 LN 10-19, LN 23-25, LN 30, 32, 40, 41, pg. 625 LN38, pg. 626 LN 21-22, 9/14/2012]

If Daoud is predisposed/guilty for the charges this means that this was his plan all along, and the FBI caught him. The police didn't persuade him to do anything.

"Plans to attack/kill shias based on previous comments/hatred for shias"

[See UCE Note pg. 104, at Id]

"Car bomb right? He is confirming the use of car bomb not agreeing. Confirming means it has been his idea/intention all along. Agreeing means he is acknowledging."

[See UCE Note at, UC_002 PART 2. pdf, Last page on copy of sticky note]

"Q What was the persona you used in this case as an undercover employee?

A I was a Mujahideen fighter who was also a jihadist

Q Why that particular persona?

A Those are the people that Mr. Daoud communicated with online and the type of person that he would express his true intentions in regards to violent Jihad

...

A In that first meeting Mr. Daoud brought up the 9/11 attacks. He brought up Al-Qaeda. He brought up the idea that he self - identified himself as - a terrorist. He brought up Anwar al Awlaki. He brought up Osama bin Laden. He brought up the Taliban. He discussed Inspire Magazine, the magazine put out by Al - Qaeda. He mentioned the killing of Jewish men, women, and children. He mentioned the killing of Shia women, men, and children.

Q We'll get into the specifics, but when he mentioned those specific instances of violence against Jewish or Shia individuals, in what context was he giving you that information?

A This was all in support of his views of Jihad

Q And did he -- what was your understanding of what his view of Jihad was?

A He believed that Jihad is the act of violent act against Kuffar

Q When you say Kuffars. what does that mean?

A Nonbelievers. Americans, anyone who's not a Muslim

..... [Under cover employee's code name]

Q Mudafar, is this clip of the first approximately six minutes of your meeting with the defendant?

A Yes, it is

Q And in here did he tell you his views?

A Yes. He self identifies himself as a terrorist, a good terrorist in his own words

...

Q If you could turn to, page 94. Let me know when you're ready. Before I begin this clip, at this ^{point} ~~point~~ in the meeting are you about an hour and 20 minutes into meeting with Adel Daoud?

A That is correct

Q And right before this clip begins do you -- what are you doing?

A I am preparing to say good-bye to Mr. Daoud and end the meeting

Q Why is that?

A It appears that although Mr. Daoud brought up Al-Qaeda, Osama bin Laden, Anwar al Awlaki, Inspire Magazine, killing Shias, and supporting Jihad, he was not prepared to specifically discuss ~~his~~ jihadist plans in America. And I felt like he wasn't either

ready or just not willing to speak to me about those matters. So I felt like we should end the meeting and maybe meet in a future time

...

Q How long did that meeting last?

A Approximately two hours

Q Who did a majority of the speaking throughout that meeting?

A Mr. Daoud --

Q And what --

A Spoke

Q Sorry

A Spoke approximately 90 percent of the time.

[See UCE's testimony, pg. 253 LN 14-18, pg. 258 LN 1-19, pg. 266 LN 9-14, pg. 281 LN 1-15, pg. 257 LN 12-23, at 2019 Sentencing Transcript, Direct by Ardham].

UCE understood when he was trying to leave that Daoud talking about these things, in itself, didn't make him predisposed/guilty for any crime.

"Q At what point in this clip do you ask him, as in Daoud, to be part of your group?

A I do not ask him to get involved.

[See UCE's testimony, pg. 288 LN 4-6, at Id, Direct by Ardham]

"A I didn't ask him for ideas. He on his own fuition said I have some ideas..."

[See UCE's testimony, pg. 288 LN 25, pg. 289 LN 1, at Id, direct by Ardham]

"Q Is this the first mention of a bomb being used in an attack in your meeting or communications with the defendant?

A Yes, this is the first time anyone has mentioned it."

[See UCE's testimony, pg. 291 LN 5-7, at Id, directed by Ardham]

"A My intentions as the the undercover employee with this operation -- this undercover activity or any undercover activity is not to stop or start anybody from doing anything. It's simply to gather information as to what their intentions are..."

[See UCE's testimony, pg. 365 LN 14-18, at Id, Cross by Durkin]

"Q Are you seriously telling this Court and anybody else that wants to listen that you genuinely believed that Daoud could have walked away from you and gone online and found someone else to build a thousand pound bomb for him? Is that what you're saying?

...

THE WITNESS: Yes, Your Honor...

[See UCE's testimony, pg. 378 LN 19-23, pg. 379 LN3, at Id, cross by Durkin]

"A He picked the target. He picked the use of a car bomb. He picked the date."

[See UCE's testimony, pg. 394 LN 1-2, at Id, cross by Durkin]

"Q You're not telling us that by August of 2012 you, you and your whole team were just doing intelligence and you still hadn't decided to go ahead with this scheme, correct? You're not telling us this are you?

A That's exactly what I'm telling you, sir...

[See UCE's testimony, pg. 394 LN 3-7, at Id, cross by Durkin]

"Q But in August the plot was in motion, correct?

A No, the plot -- we had no plot. ~~Just to be clear we had no~~
~~Just to be clear~~, the FBI, myself as the undercover, we had no plot. As I stated previously, sir, Mr. Daoud picked the target. Mr. Daoud identified using a car bomb to destroy the target,

and Mr. Daoud picked the date.

[See UCE's testimony, pg. 394 LN 23-25, pg. 395 LN 1-3]

The OCEs communicated with Daoud from May to September when he was arrested. The UCE first met Daoud 7/17/12. One OCE "Salah" portrayed to be a 17 year old Muslim from Australia who also supported jihad. OCE "Iyad" portrayed an older Muslim from Saudi Arabia ^{waiting} ~~wanting~~ to join the Jihad in either Yemen or Syria.

"Wallah [by Allah] it is my wish to go fi sabil Allah [in the path of Allah] where do I begin akhi [my brother]? How can I find someone I can trust to take me to the fight?"

[See message from OCE "salah" to Daoud at IDFBI_001-000013.pdf, 5/15/12]

"I can find sheikhs [scholar^s] say do hijrah [migrate i.e. here meaning for jihad] and some say that we can do jihad anywhere even where we are. what do you advise me to do akhi [my brother]?"

[See message from OCE "Salah" at IDFBI_001-000033.pdf, 5/18/12]

"But akhi I ask you in front of Allah Subhanuhu wa Taala [Glorified and High], do let me know when you think I can join your group. I would be the Muslim aussie brother at the front of the line!"

[See message from OCE "Salah" at, IDFBI_001-000041.pdf, 6/4/12]

The last quote is reference to when Daoud says in the following quote and other places.

"... I don't know if im going to have a group for sure... I'm either making my own group, or im going overseas insha'Allah..."

[See Daoud's message to OCE "Salah", IDFBI_001-000029.pdf, 6/5/12]

"if you didn't make your plans already, and I'm wondering if someday, the Qadar [decree] of Allah will bring us together in Syria, Yemen, Somalia, or Afghanistan, or even in America where

you live..."

[See message from OCE "Iyad", at IDFBFI_001-000070.pdf, 6/1/12]

"... have you ever talked about plans or anything like that because I believe that there is no better time to do jihad more than this time. As you know our ummah [Muslim nation] is suffering everywhere even in Europe and America and that's why our brother Nidal Hasan was fed up with the hypocrisy of America"

[See message from OCE "Iyad" at IDFBFI_001-000072.pdf, 6/4/12]

"So I will continue to pray to Allah Subhanuhu wa Taala [Glorified and High] to open the path for me and insha Allah [if Allah wills] if the path is to America you will accept me as your brother when you form your group and if you don't form this group we will pray together until [Allah] opens the path to both of us.... Akhi I've been talking to my cousin and I mentioned that I've got a friend who is a good Muslim... I know that he is 100% for Jihad"

[See message from OCE "Salah" at IDFBFI_001-000096.pdf, 6/21/12]

"But I do want to point to one thing that's in their memo that I think speaks to pre-- speaks volumes to predisposition, and this is not part of the government exhibits. I think this is part of the government exhibits... they copy and paste the section of an FBI document that says -- and this is early in the investigation, that the defendant had stated on a web forum that he has read an article on bomb making in Inspire Magazine and would make the bomb if he can find the required materials... "

[See AUSA Barry Jonas's conclusion, pg. 461 LN 13-21, at 2019 Sentencing transcript]

"And throughout the undercover was trying to learn what does the defendant want to do."

[See Jonas, at Id, pg. 462 LN 10-12]

"And this obviously concerned the government. Who else is it out there that the defendant may be plotting with. So the undercover probed."

[See AUSA Jonas, at Id, pg. 462 LN 10-12]

"the defendant talked about putting bombs in flying cars. And the undercover switched it when the defendant talked about bombs and cars and made it a car bomb. Then they went from there."

[See AUSA Jonas, at Id, pg. 464 LN 13-16]

"The defenant talked about wanting to go to school in Medina, but he also talked about wanting to go to school to become a sheikh for the mujahideen. He told the undercover let's do an attack before I go there"

[See AUSA Jonas, at Id, pg. 465 LN 13-16]

"So the fact that he may not at that moment been able to build a thousand pound car bomb doesn't mean that he wasn't intending to do some attack with explosives"

[See AUSA Jonas, at Id, pg. 466 LN 14-16]

"He wasn't being essentially led around by the undercover. He was operating independently."

[See AUSA Jonas, at Id, pg. 468 LN 3-4]

"This was the defendant's plot that the defendant was driving forward."

[See AUSA Jonas, at Id, pg. 469 LN 1-2]

Predisposition in this case is Daoud's plan to do a bombing as part of a terrorist attack - his charges. Daoud mentioned

"forming a group" and "a realistic idea." The FBI here wants to know the idea. "Salah" asks Daoud his plans by pleading "what should I do?" and "tell me when you form your group" "Iyad" and "Mudafar" [UCE] ask him directly what he is planning. This understanding that predisposition is the plan/the intent for said charges is acknowledged by the FBI, UCE, OCEs, and the prosecutor. If their story is true, this means, as they said, that Daoud was planning on a car bombing to destroy buildings in the U.S. as part of a terrorist attack before leaving to Madinah University. There was no plan on the FBI's part because they only investigated and caught Daoud before he can carry out his plot.

The FBI and Prosecutors^u redefine Predisposition

a. FBI Reports

"This initial meeting will ^{serve} ~~serve~~ as a vehicle to assess Dauod's true commitment to participate and/or support violent Jihad towards U.S. persons and/or interest."

[See FBI Report at 302_002-000032.pdf, 7/18/12]

Testing some's commitment for something general is not the same as finding out his specific intentions.

"II [Redact...!] On 8/06/2012, UCE - [Redact...!] will meet with ADEL DAOUD at approximately 5:00 PM to gain additional intelligence on DAOUD, and for DAOUD to present his ideas for committing Jihad on paper."

Again, Jihad is a general concept

[See FBI report at 302_002-000046.pdf]

The FBI is looking for people who think like Daoud. They use this as their definition for predisposition.

"Through the deployment of OCEs, Chicago will work to fully assess David's intentions as they pertain to violent Jihad and martyrdom as well as his association with like minded individuals [Redact...!]"

[See FBI Report at 302_002-000001.pdf, 5/15/12]

"[Redact...!] Recent communications between OCE - [Redact...!] and DAOUD revealed that OCE - [Redact...!] has a cousin who believes in the same ideology as DAOUD and OCE - [Redact...!] ...

[Redact...!] OCE - [Redact...!] will ask DAOUD if DAOUD knows anyone in the Midwest area who "thinks like they do" because his cousin is looking to meet up with "like minded" individuals."

[See FBI report at 302_002-000001.pdf, 5/15/12] ~~DAUD expressed his desire to commit~~

[See FBI report at 302_002-000011.pdf] 6/20/12

"In brief summary, DAOUD has expressed his desire to commit Jihad, die a martyr, and radicalize individuals to commit Jihad to both OCEs."

[See FBI report at 302_002-000097.pdf, 9/7/12]

In Daoud's case they say he's guilty because he's predisposed for "Jihad" or "violent Jihad." This is a problem because Jihad is not specific to the accusation; that is: that Daoud was planning a bombing downtown Chicago. Jihad is a religious concept and could include a variety of things, not all of which are illegal. Even when talking about violence, you cannot lock someone up because he's violent or you're sure he's going to do Religious violence. Or because he has violent beliefs. If he's doing a crime or is about to do a crime, what is it? What's his plan? Jihad! What? What's he about to do? A terrorist attack! What does that mean? Is he going to shoot people, stab people, or blow them up? These are different accusations. Is he going to blow up a bar or join a terrorist group? Or both? Can you prove it? Which terrorist group is he joining? When is he joining? Do you know? Are you sure? Because if the FBI stopped his plan then they must have known what his plan was, and these should be easy to answer questions. They said he was going to use a car bomb to destroy buildings as part of a terrorist attack before going to Madinah University in Saudi Arabia. That was the plan. They charged him for it. Was that really why they arrested him? Was that really his plan? Or was it because he was predisposed for Jihad?

[Redacted...!] DAOUD has met with UCE- [Redacted!] on four different

occasions. During the first meeting on 7/17/2012, DAOUD discussed his conservative Islamic beliefs. Near the end of the first meeting, DAOUD expressed his desire to commit Jihad..."

[See FBI report at 302_002-000097.pdf, 9/7/12]

As you saw from other quotations, Daoud was talking about Jihad throughout every meeting. This report is deceptive, but it's not a contradiction. Namely, because Jihad is part of his conservative Islamic beliefs. This was described by prosecutors as "Radical Jihadism",

"A more plausible explanation for the defendant's behavior is his adherence to an ideology of radical jihadism that is perverse but is preached by certain religious leaders admired by the defendant."

Daoud described his beliefs as the following,
"So I don't like to put myself under any sect or banner or group in Islam I say that i am Muslim, following Ahle Sunnah wa Jamat (Sunni, not Shia...)"

[See Prosecutor quote from Government's Sentencing Memo, Document #329, Filed: 4/26/19, page 47 of 60, See Daoud's quote at his message to OCE "Salah", ID FBI_001-000016.pdf, 5/18/12 Youtube letter]

The FBI's other word for "jihadist" is an "Islamic Extremist",

"Online Presence/Contact

[Redacted...!] Adel Daoud's online activities involve visiting and posting on Islamic extremist/Jihadist online forums..."

[See FBI Report, 302_002-000032.pdf, 7/18/12]

Therefore:

Conservative Islamic beliefs = desiring Jihad = Jihadist = Islamic
Extremist = Predisposed = guilty

The week before they charged Daoud they were going to charge
him for WMD and Material Support to a terrorist group,

"[Redacted...!] On 9/14/2012 , CT-3, JTTF Chicago, will execute
a probable cause arrest of ADEL DAOUD for violation of Title
18, United States Code, Section(2) 2332(2)(D) [Weapons of Mass
Destruction], 2339A [Material Support], and 844(I) [Attempting
to Destroy a Building by Means of an Explosive, the second charge
of the case]..."

[See FBI Report, 302_002-000097.pdf, 9/7/12]

During the entire case the FBI was working with U.S attorneys.
Whatever evidence they had up to a week before arresting Daoud,
to them was sufficient to not only charge Daoud with attempted
to use a Weapon of Mass Destruction to destroy a building in
the U.S., but also Material Support. How is that possible, when
they are 2 different accusations?

This falls back to the FBI's motive for arresting Daoud in the first place. The FBI did not know Daoud had an "actual plan." But they not only wanted to know if he was actually doing an attack, they wanted to see which of his friends were like-minded aka co-conspirator~~!!~~, and to stop him from "Recruiting" or "Radicalizing people to "commit Jihad."

"[Redact!] The introduction of a UCE to Daoud will fulfill multiple investigative goal~~!!~~. The first goal ~~is~~ to learn if Daoud has an actual plan rather than just general targeting. The second goal ~~is~~ to determine if Daoud has a close group, [Redacted...!] that are acting as co-conspirator~~!!~~. The third goal is to stop Daoud's recruiting of younger individual~~s~~. The overall objective is to disrupt Daoud if he is planning an attack and to dismantle any further recruiting of other individual~~s~~."

[See FBI Report at 302_002-000032.pdf, 7/18/12]

It's clear whether or not Daoud was planning an attack , they still had to stop Daoud from "any further recruiting." How did they plan to do that if he wasn't actually planning an attack?

When they arrested Daoud, they questioned whoever they could

who was related to Daoud about his belief in Jihad, and if their belief was the same as his,

"For both DAOUD and ABDELLA Jihad means..."

"While he (JAAFER) believes he was never completely in agreement with DAOUD's pro violent Jihad views..."

"They talked about Jihad... BEBO stated for him meant about inner struggle, but for DAOUD it meant about fighting"

"the writer and Abbas spoke briefly about the specific definition of Jihad..."

"While on the topic of Jihad , MACIAGOWSKI believed..."

"DAOUD began wearing a black turban and SHARIF believed that meant DAOUD was signaling that he supported Jihad.... SHARIF defined Jihad in this instance... "

"Heba was asked about her understanding of the term 'Jihad' "

"CHAUDHRY was worried DAOUD was over zealous in his views of Jihad. CHAUDHRY explained ^{that} ~~that~~ he (CHAUDHRY) believes in Jihad in terms of the struggle, but believed DAOUD took it a different way..."

See FBI Reports at

302_001-000083.pdf

302_001-000094.pdf

302_001-000100.pdf

302_001-000074.pdf

302_001-000034.pdf

302_001-000031.pdf

302_001-000020.pdf

302_001-000010.pdf

The week before they locked up Daoud they had a list of people to interview. One of his friends is first, and then who? His two Sheikhs from school.

"4. Interview teams

Team 1. Abdella Tounisi

Team 2. Mohammad Hasan

Team 3. Abdool Rahman Khan..."

[See FBI report at 302_002-000097.pdf, 9/7/12]

b. Agents

The UCE made notes which were printed 2019 on the transcript of the recordings between him and Daoud. Some of his comments have been quoted already, and how they show UCE understood predisposition. Here are samples of his other definition:

He circles Daoud saying, "We're terrorists, in a good way."

[See in pg. 3, at UC_004 PART 4.pdf]

He squares him saying, "jihad"

[See it pg. 6, at Id]

He circles Daoud saying, "yeah so , yeah so I mean I got him to agree to go to Yemen (laughing)"

[See it pg. 23, at Id]

He comments, "Reads book of OBL [Osama bin Laden]. His surrounds himself with extremist ideology from books, websites, chatrooms, hadith, etc"

[See it pg. 41, at Id]

And he knew what Hadith are,

"THE WITNESS: Hadiths are stories of the Prophet Muhammad."

[See UCE's testimony, pg. 270 of 2019 Sentencing Transcript LN3-4, Direct by Ardham]

He writes again, "self identifies as terrorist "

[See note at UC_004 PART 4.pdf, pg. 123]

He said, "opportunity for him to think of other meanings of Jihad."

[See his note, pg. 124, at Id]

The government has no right to the interpretation of anyone's religious beliefs.

The FBI and Prosecutors knew Daoud was not predisposed for the charged bombing

"UCE: I know and he said brother, what if for example, something happens to me right. What if for example they stop me at the airport, or something happens, or and then you're by yourself. Right. He says what can, what can the brother do by himself? Like what would you do...

Daoud: I can't really do anything by myself. Cuz I don't have like training or anything

UCE: Right

Daoud: You know what I'm saying? Like the only thing I could do is like you know get ready, go overseas

UCE: Right

Daoud: You know I mean like I don't know how to make a bomb. I, I've seen instructions

UCE: How else, how else would you help Jihad? Our brothers with Jihad. Like if I, if I wasn't here, how else would you help the brothers in Jihad?

Daoud: I'd just prepare to go overseas. See what I mean like, cuz I was thinking before you came, you know I wanna do something here, I wanna go overseas. But I had no idea how to do anything here. So I was disappointed. I'm like okay, maybe I'll just go overseas. You know what I mean? Uh, so you can, you actually came at a convenience cuz I wanna do something here and there before.

UCE: Right

~~Daoud: But I had like no, like no idea how, I'm like how can, you do that (U) So that's, that's, that's the idea~~

Daoud: But I had like no, like no idea how. I'm like how can, you do that (UI) So that's, that's the reason why. Right. So I mean otherwise if you weren't here I'd probably just be planning to go overseas

UCE: Hm-hmm

Daoud: and although I want to do something here, I wanna [wouldn't] be able to cuz I didn't know how, how to do without getting caught, and things like that. You understand what I'm sayin? So it's like what you could do. So I, like before I wanted to something here, but I have um, I have no idea how to do it and get away with it so you know what I'm saying? So that that, that's the situation because before I wanted to do something. I told my friend about it, like listen man, you're goin to (laughs) you, you, you know, yada, yada, yada. You know just go overseas. It's much easier than you know doing that. I'm like okay I'll (UI), I can't do anything here right now.

UCE: What would you do overseas? Like how would you go over? What is your, like how could you go overseas? What would you do there for Jihad?

Daoud: No I mean like the, like open fronts

UCE: Oh you mean to like Afghanistan, and to Yemen?

Daoud: Yeah

UCE: and to... oh and you would want to fight over there?

Daoud: Right"

[See UCE audio transcript, pg. 320-321 +323, LN 1-2, at UC_004 PART 4.pdf, 8/23/12]

~~"UCE: So you, so, so your goal, ayour dream, if like for example, what like my sheikh asked me what if you and brother never met.~~

UCE: So you, so, so your goal, your dream, if like for example, if like my sheikh asked me what if you and brother never met. What if you, what if, you know what if I was in Afghanistan, how can your brother help with the Jihad? How can he help with the cause of Jihad?

Daoud: I would just, no, I just told you I would tell, I would help him, try to get them overseas, right. And we, we would fight overseas, that's it. You know what I mean? And we're already coming up with plans how to get there and so on so forth. You know what I mean? Um like for me it was like going to Medina (laughs) you know and obviously you don't get someone over there. Actually um, it's kinda like convenience..."

[See UCE audio transcripts, pg. 325 LN 31-45, pg. 326 LN 1-6, at Id, 8/23/12]

"Q So are you telling me that on the day you met him, July 17th, 2012 you were convinced, you Mr. Agent, undercover specialist whatever you call yourself. You were convinced that he was predisposed to commit a bombing in Chicago; am I right? Is that what you're saying?

A No, not predisposed to committing a bombing in Chicago. Predisposed based on his online activity, Jihadist forums in support of Al Qaeda or Support of Anwar al Awlaki, but not a specific plan or plot.

Q So you think you possessed evidence of predisposition before you even met with him is that right?

A That is correct, yes.

[See UCE's testimony, 2019 Sentencing transcripts, pg. 360 LN 2-12, "Mudafar" i.e. UCE, cross by Durkin]

Undercover
Agent code name

Compare that quote with this one,

"A The purpose of my undercover role in this case was to gather intelligence on Mr. Daoud's intentions

Q Right. That's why I asked you about (what) you know about predisposition. Okay. The fact of the matter is the first goal of your operation was to learn if Daoud has an actual plan rather than just general targeting, correct?

A That was part of the goal, sure

[See UCE's testimony, 2019 Sentencing transcripts, pg. 364 LN 11-14]

You knew Daoud was predisposed and therefore guilty because he's predisposed "based on his online activity, Jihadist forums in support of Al Qaeda or support of Anwar al Awlaki, but not a specific plan or plot."

He's charged with this specific plot - his charges. If he's not here for his charges, why is he in jail? Remember, seeing if Daoud had an actual plan was only part of their goal.

"Q And this is a man you believe had the predisposition to commit this crime correct?

A Not a predisposition to commit this crime, but a predisposition towards Jihad, violent extremism, or Al Qaeda, or the jihadist forum he was on. Not necessarily a crime. There's a difference."

[See UCE's testimony, 2019 Sentencing transcripts, pg. 384 LN 2-10]

How do you know he was going to do this bombing? I don't! He's guilty because he's predisposed towards Jihad! What?

In the above quote he acknowledged ^{there's a} ~~the~~ difference between being predisposed for Jihad and a crime. Below, he doesn't,

"Q I'm talking about as a matter of fact, there is a substantial difference from someone being predisposed to want to commit Jihad than there is to commit a federal crime under 2339(a), correct?

A No that's not correct."

[See UCE's testimony, 2019 sentencing transcripts , pg. 384 LN 17-21]

Now, he said there is no difference between being predisposed for Jihad and a crime. Notice the following:

1. He already swore there's a difference between predisposition for Jihad and a crime
2. He already swore that Daoud was not predisposed for the bombing i.e. his charges, twice.
3. When he swore~~d~~ that there is NO difference between predisposition to "commit Jihad" and a specific Federal Offense, he swear~~d~~ to a different charge .

2339 (a) is Material Support to a terrorist Organization. So even if he's telling the truth in this quote, and not the other one (where he says there is a difference between predisposition to Jihad and a crime), this is the wrong crime. He's not charged with Material Support.

"Q When did the bomb get built?

A I don't know the - I don't know the exact date, but it was ready before Mr. Daoud was ready to go. So it was available. We simply weren't we weren't willing to go forward because we wanted to give Mr. Daoud further opportunities to walk away...

Q You, you wanted to give him an opportunity to walk away, but you wouldn't give him the fatwa that would have caused him to

[Religious verdict]

walk away from it correct?

A As I stated, earlier, sir, it is not my intention to push him toward doing violent -- committing violent Jihad or to pull him away. It was simply to gather intelligence and he from his own statements and the steps he took wanted to move forward with this operation

Q Now

A [screams] He picked the ta[aa]rget....! He picked the use of a car bomb. He picked the date.

[See UCE's testimony, 2019 Sentencing transcript, pg. 393 LN 10-23, pg. 394 LN 1-2, Description mine. He said it just like that]

How was Daoud not ready to go if all he needed to do was show up? How was the bomb ready before Daoud was "willing and ready" to commit "this crime not just any crime"? If he's telling the truth here, then he just admitted the FBI planned the bomb plot before Daoud was "ready."

If he's lying, and he is, then it still doesn't help him. Because he said, " we weren't willing to go forward because we wanted to give Mr. Daoud further chances to walk away."

By 8/10/2012 Daoud agrees to go,
"dey killed our people now it's time we killed there's."

[See Daoud, Skype text chat with UCE MDFR/Mudafar, UC 8-10 SKYPE.pdf, pg 1 out of 12, 10:43pm]

UCE tells him they cannot do it yet because it was Ramadan.
Daoud says,

"no that's not right! the sahaba and many mujahideen in the past fought in ramadan!"

[See Daoud "adel david" skype text chat with UCE "MDFR", at Id, pg. 1 of 12, 10:42pm]

He [UCE] testified the reason for the delay was to give Daoud an opportunity to walk away. Again,

"Q I'm showing UC/ 10 Skype...

A I told Mr. Daoud that my sheikh does not support conducting a terrorist attack during Ramadan. He responded with no, that it's not correct, that the mujahideen fighters did during the time of the Prophet conduct terrorist attacks or fighting during the month of Ramadan. He was upset... "

[See UCE's testimony, 2019 Sentencing transcripts, pg. 322 LN 4, LN 18-22, Direct by Ardam]

"Q this communication was on August 10th?

A That is correct

Q and do you recall when Ramadan ended 2012?

A Approximately August 18th I believe

Q Why did you say that your sheikh would not allow you to conduct an attack during Ramadan?

A This was part of the initial reason I brought up my sheikh is to give Mr. Daoud an opportunity to walk away, to cool off. And if he decides not to do it during this time period so be it. "

[See UCE's testimony, 2019 Sentencing transcripts, pg. 323 LN 5-14]

He's lying because:

1. His sheikh is a real person. He's just not a sheikh. It's his handler. Samuel Hartman would debrief the UCE with Raymundo Najera, and Hartman would take the recordings.;

[See FBI reports

302_002-000046.pdf, 8/3/12

302_002-000022.pdf, 7/17/12

302_002-000088.pdf, 9/7/12]

2. Because the real reason he told Daoud to wait was because the bomb wasn't made yet. The bomb wasn't done until 8/22/12 as reported by FBI Bomb technicians Michael Holt and Daniel Glavach.

[See FBI reports at

302_002-000324.pdf, 9/17/12

302_002-000317.pdf 9/17/12

302_001-000103.pdf, 9/17/12

302_002-000081.pdf, 8/27/12]

They requested the car to make the bomb on 8/14/12 according to FBI Report [302_002-000063.pdf]

"FBI Chicago squad CT-3 requests operation support in support of a covert vehicle [Redacted.!] for approximately 30 days."

On 8/14/2012 Daoud still thinks they might use guns,

"adel david: but i see all these trees. you think it wud be risky to shoot at them flowers" 11:28pm

MDFR: shooting is very hard. we need to practice. 11:29pm

adel david: ok 11:29pm"

[See Skype text chat at UC 8-14 SKYPE_0001.pdf, pg 8 of 20]

If the argument is that Daoud was predisposed because he came up with the car bomb, this is a bad argument.

UCE had the final say so on the target

"UCE: So where do you like would be like uh, the most...

Daoud: I want to get to like, for me I want to get the ~~most~~
most evil place, but I want to get a more populated place

UCE: Where, where'd you think that would be? From the list that
^{have}
you ~~have~~ so far?

Daoud: (sighs) If you get a base, if a [military] base is easier
for you. I would even recommend the base. But how...

UCE: Like how do you get to a base?

base is hard"

[See UCE audio transcripts at UC_004 PART 4.pdf, pg. 233, 8/6/12]

UCE did not approve of the military base. The next meeting
Daoud brought up the Cactus Bar on 8/23/12, and UCE agrees.

[See FBI report 302_002-000097.pdf] 4/7/12 Report

Daoud did not pick the date

During the last 10 days of Ramadan Daoud was staying over in the masjid. UCE continued to communicate with Daoud on Skype text chat. The whole time after Daoud agrees, UCE would not agree to start the operation in Ramadan despite being the one who brought this up to begin with [more on that soon]

"MDFR: we can drive by and pick a date and time for charity 12:16am

adel david: i thot we were gnna do it next week 12:16"

[See Skype text chat, UC 8-14 SKYPE_0001.pf, pg.20 of 20]

If the date was up to Daoud, why wasn't it done by 8/21/12?

"Daoud: ... You know today uh, I thought we were gonna do it tomorrow

UCE: We have to plan brother

Daoud: Right

UCE: I'll have to get everything ready. I don't wanna do anything...

[See UCE audio transcript, UC_004 PART 4.pdf, pg. 371 LN 43-45, pg. 372 LN 1-3, 8/23/12]

Why wasn't it on 8/24/12?

And the bomb was ready on 8/22/12, but "everything" was not.

hmm.

"UCE: Yeah, today's Wednesday

Daoud: So Wednesday here, well I mean if you could do it today

UCE: I don't have everything, the car is ready and the bomb is ready

Daoud: So wait, if, if I said let's do this today, could, could, could you do it today?

[10:00]

UCE: No cuz I have to put the bomb in the car

[See UCE audio transcripts, at Id, pg. 446 LN 27-42, 9/5/12]

Why wasn't it on 9/5/12? "Idon't have everything."

" UCE: Next week sometime, probably uh, late next week. Like what day do you wanna do it so I can plan on coming and actually...."

[See UCE audio transcript, at Id, pg 454 LN 21-22, 9/5/12]

"UCE: And this Friday I can't do it cuz I'm gonna be back at work."

[See UCE audio transcripts, at Id, pg. 454 LN 21-22, 9/5/12]

"UCE: So do you think that next week some time toward the end of the week would be okay?

Daoud: I wanna do it as soon as possible

UCE: Okay

Daoud: So I mean like, if you, if, if necessity you know, the the Medina thing is procrastinating so you're very lucky. I'm supposed to go right after Eid okay. If it wasn't the arrow..."

[Eid is the holiday marking the end of Ramadan. He was already planning on being gone]

"UCE: This is...

Daoud: ... and the waiting thing

UCE: This is, this is Allah's plan, brother

Daoud: Okay, If it wasn't for that first, Allah then that okay, then man you would have a bomb with no like nothing...

UCE: No body to help me"

[See UCE Audio transcripts, from Id, pg. 455 LN 1-26, 9/5/12]

"UCE: Uhh, I will be back Thursday

Daoud: Thursday

UCE: yes

Daoud: Okay so umm...

UCE: Next Thursday

Daoud: So how many days do we have free?

UCE: I could be here Thursday, Friday, Saturday, and Sunday

Daoud: well that's perfect okay

UCE: Yeah so hopefully you'll we can do it on one of those days.

I can be here Thursday, Friday, Saturday, Sunday, and you know."

[See UCE Audio transcripts, at Id, pg. 510 LN 38-44, pg. 511

LN 1-13, 9/5/12]

The FBI Report labelled 302_002-000097.pdf. says the following:

1. Daoud and UCE "tentatively" set the attack on 9/14/2012, Friday. But Daoud only knew it would be Thursday, Friday, Saturday, or Sunday. How does the FBI know exactly when the attack is scheduled and not Daoud if it's Daoud's plan?
2. The 9/5/12 meeting was Wednesday. UCE said Friday 9/7/12 he had to work, and he really did. UCE and the FBI started "preoperation" 9/7/12 and would end at 9/12/12

Like Daoud said the day of his arrest 9/14/12,

"There has to be a reason we couldn't (UI) over time. We couldn't do it last week, we couldn't do it 2 weeks ago, and we were waiting for this, and now we're here."

[See UCE audio, 9/14/2012, at out_wraptwo6307438814, at 13:35-13:46]

There has to be a reason, right? If Daoud was ready 3 weeks ago, whose idea was it to lock him up the week of 9/11 on a Friday night?

Remember the FBI report. On 8/14/2012 they ordered the car

to make the car bomb. How long did they want the car? About 30 days right? When they lock up Daoud?

[See FBI Report 302_002-000063.pdf]

Daoud was never an imminent danger to anybody

"Annex: FBI Deadly Force Policy

General Principles

1. Law enforcement officers⁹ of the DOJ may use ^{deadly} ~~deadly~~ force only when necessary, that is, when the officer has a reasonable belief that the subject of such force poses an imminent danger of death or ~~serious~~ physical injury to the officer or to another person."

[See FBI reports at 302_002-000088.pdf 9/7/12

302_002-000022.pdf 7/17/12

302_002-000046.pdf 8/3/12

302_002-002-000065.pdf 8/23/12

302_002-000097.pdf 9/7/12]

And according to the last report there were 9 FBI teams surrounding Daoud 9/14/2012. At no given time did any one of them kill or attempt to kill Daoud, even though their repeated policy is to only use deadly force when they must do so. They must kill Daoud if he poses an imminent danger of death or ~~serious~~ physical injury to the officer or to another person." What's a more an imminent ^{threat} ~~threat~~ than someone actively planning Mass murder?

"Timeline

[Redact!] Chicago's Intent is to start OCE communication about the coup in no later than 06/22/2012. Chicago expects to be able to introduce a UCE no later than 06/29/2012.

Surveillance Coverage

[Redact!] There have been approximately eighty (80) 8hr shifts of physical surveillance observing DAOUD and his actions since 05/16/2012. As of 06/25/2012, Chicago will have one (1) 8hr shift ~~per day~~"

per day."

[See FBI Report 302_002-000011.pdf]

5/16/2012 to 6/20/2012 (date of report) is about how many days? About 36 days. So about 2 shifts (total 16 hours) surveillance was conducted on Daoud every day. Upon scheduling to send UCE they cut this surveillance in half. Sounds imminent?

There was never an indication that Daoud possessed any weapons

"Officer Safety: Although Daoud's online activity is of a violent nature, he does not have a documented violent history. There is no indication Daoud will possess any weapons the Undercover meeting."

[See FBI reports, at Id]

This was the case with every meeting UCE had with Daoud. Remember this: A bomb is a weapon.

FBI's Interest in Daoud's Plan to go to school

Daoud was a proud "terrorist." He voiced support for terrorists online. He read and spread books, articles, and videos. So what? As far as an "actual plan" is concerned with regards to Daoud everything is speculation. He might have a terror cell, he might bomb something; he googled TNT, he searched if suicide bombing is halal [legal in Islamic law]. He said 9/11 was halal. These are actually really common questions when it comes to that religion. And whatever positions someone has about these things, means nothing in court without an "actual plan." The only plan that Daoud had that is not disputed by anybody is his plan to go to Madinah University in Saudi Arabia. The FBI was very interested in this plan,

"i plan to insha'Allah go to Madinah University"

[See Daoud's message to OCE "Iyad", at IDFBI_001-000090.pdf, 6/14/12]

"Iyad" claimed to live in Saudi Arabia, and said he'd visit Daoud when he made it to Madinah while saying,

"Please tell me more and in detail because I have some brothers who attended Madinah University and they could help in guiding you."

[See OCE "Iyad" to Daoud, Youtube letter, IDFBI_001-000091.pdf, 6/14/12]

Why would OCE "Iyad" offer Daoud help to go to Madinah University? Does that sound like

"Q... When you say to Daoud that he can't go to Yemen by himself, why do you say that?...

THE WITNESS: Yes. Yes, your Honor. And I stated that I could

help him if that's something he wanted to do because we as the FBI would like to have some visibility on Mr. Daoud should he travel. And if he wants to travel he would reach out to me versus to somebody else that the FBI would not have visibility on, and then he would successfully travel without our knowledge."

[See UCE's testimony, 2019 Sentencing Transcripts, pg. 284 LN 14-15, LN 22-25, pg. 285 LN 1-3, "Mudafar" direct by Ardham]

"... i got like 98% of the paperwork and stuff to turn in and insha'Allah i wanted to go to a medressah [Islamic school] to study the Deen [religion] and they said they would be able to get me in insha'Allah! Insha'Allah if this works out, i can insha'Allah go after this Ramadan!"

[See Daoud's Youtube letter to OCE "Iyad", IDFBFI_001-000092.pdf, 6/14/12]

"I'm very excited about your plan to move to the kingdom [of Saudi Arabia] this summer."

[See OCE "Iyad's" Youtube letter to Daoud, IDFBFI_001-000093.pdf, 6/19/12]

He's talking about studying for a long time including an interest to master in Islamic history, Shariah , Quran, and/or Hadith [each is an Islamic science]which total would take 10+_year\$ of schooling.

[See Daoud's Youtube letter to OCE "Iyad", at IDFBFI_002-000032.pdf, 7/18/12]

Even after this, when they schedule to send the UCE "before Ramadan" in their report on 6/20/2012 [FBI Report 302_002-000032.pdf], OCE "Iyad" still tries to "help Daoud" go to Madinah,

"... and I wonder if you have someone here [in Saudi Arabia] who is helping you with preparing your travel and registration but if you want I can help in pushing your registration if you want to ."

[See OCE "Iyad's" youtube letter to Daoud, at IDFBFI_001-000130.pdf, 7/11/12]

Let's put ourselves in the FBI's shoes. Even if Daoud is not planning a bombing; do we really want him to go to Saudi Arabia for school? For 10+ years?

"...like shaykh anwar al awlaki. NO ONE had a problem with him until he supported Jihad, and that is a FACT. Exactly... because a scholar who follows his deen [Religion] is more fearful to shayateen [Satans]... i want to be even WORSE to the americans the usama bin laden and shaykh anwar al awlaki put together! i want to be a great terrorist insha'Allah and be great encouragement for Muslims to do the same!"

[See Daoud's Youtube letter to OCE "Iyad" at, IDFBFI_001-0000131.pdf, 7/11/12, IDFBFI_001-000132.pdf]

He wants to go to school to become a Shaykh. A Shaykh worse than Shaykh Osama and Shaykh Awlaki put together. He's going to school, on his way to Saudi Arabia, saying this. The FBI was going to let him go. Really?

"and insha'Allah after Ramadan i will go to madina. PLEASE MAKE DUA [pray] that i go!

Insha'Allah i will be knowledgeable enough [because he's going to Madinah University] and give inspiration to those who want to go for Jihad and convince Muslims that fighting and dying

in the Cause of Allah is the way to go with pure Tawheed [monotheism] and iklaas [sincerity]"

[See Daoud's youtube letter to OCE "Salah" , IDFBI_001-000134.pdf, 7/13/2012]

"... Insha'Allah this will not affect your trip to Madinah so that after you are done from your schooling here [in Saudi Arabia] you will find a way to Join me in Syria or Yemen!"

[See OCE "Iyad's" youtube letter to Daoud, 6/24/12]

Gov. ex. OCE TWU-53

Daoud responds,

"hahahaha insha Allah!!! so far i wwna go to Yemen"

[See his response at , IDFBI_001-000108 .pdf 6/24/ 12]

Should this guy be free? Should he ever see sunlight ever again? throw him in the Dungeon, and throw away the key. The FBI had every right to frame him.

The FBI Framed Daoud for the Bombing

"UCE:

Okay when we go downtown turn this radio on. Turn the switch to on

DAOUD: yeah

UCE: To make sure everything is okay. Turn it back off. You're gonna plug the wires

DAOUD: This should be a science fair project (laughs_)

UCE: Yeah, now you're gonna plug in the wires

[See UCE Audio transcript, UC_004 PART 4.pdf, pg. 569 LN 31-44, 9/13/12]

"DAOUD: Yeah. How do you plug in the wires? You put this here? Like you un, you do, undo this and you put the wire here?

UCE: Exactly. Undo that. Put the Red wire in there. Undo this. Put the yellow wire in there. Tighten it back up. Turn the switch back on. Right?

DAOUD: You put it on?

UCE: Yeah the switch is back on. But I'm not just doing, it gets the circuit functioning. You know what I mean?

DAOUD: yeah yeah yeah so you get...

UCE: you turn it back on

UCE: and you can connect it to that. That's connected to the , to the radio

DAOUD: Okay

UCE: So this is on. That's on. So you just connect...

DAOUD: So then how do you take this off and like...

UCE: No, you don't disconnect it. You leave it just like that

()

DAOUD: Right

[See UCE Audio transcripts, at Id, pg. 570 LN 1-38, 9/13/12]

What does this exchange sound like? Doesn't it sound like Daoud is helping UCE with connecting the wires to... the bomb? And guess where they're at? In the car bomb. But how is that possible when a few pages later,

"DAOUD: Okay so for the wire thing

UCE: yes gonna

DAOUD: Are you ~~gonna~~ do that or you want me to do it?

UCE: It's up to you brother

DAOUD: Could you do it because I'm not experienced

UCE: No no no it's gonna be

DAOUD: With at least the wires

UCE: It's totally safe. Cause we're gonna...

[See UCE Audio transcript, at Id, pg. 574, 9/13/12]

So first he helps with the wires, then he refused to help with the same wires. And the video is dark and hard to see. On 9/14/2012, Daoud helps with the wires again, the same wires,

"(Begof Clip C 19:55:09)

UCE: If you're turnin... let me show you, we'll do this for you real quick

DAOUD: Alright

[See UCE audio transcripts, at Id, pg. 666 LN 41-45, 9/14/12]

"UCE: Turn off the light . I think it'll go off in a second, automatically. (UI) it'll go off. It's like automatic timer doors are locked. Yeah the doors are closed. I mean

DAOUD: closed (UI)

UCE: Yeah (UI)

DAOUD: How about we wait until this turns off

UCE: Okay there you go

DAOUD: and patience is good right?

UCE: Yes, patience is very important. Okay. So these wires (UI).

Alright brother. There you go, right. First you wanna turn the radio on in this one right here

DAOUD: So

UCE: It turns on

DAOUD: This one?

UCE: Yeah . Push and hold that

DAOUD Hold it

UCE: For second, yes. (beep) Okay that's on. And then make sure, take this one make sure it's good

DAOUD: that one's good

UCE: (UI) Okay (UI) Do you wanna attach the other wire, brother?

DAOUD: I don't now how (whispers)

[See UCE audio transcripts, at Id, pg. 667 LN 1-44, 9/14/12]

"UCE: See that little hole right there. Stick inside that hole (UI)

DAOUD: (whispers) (UI)

UCE: Right, in right there okay, do you wanna just tighten the screw? ^{Tighten} ~~Righten~~ this up. That's good. That's good. That's good. Then if you want you can tighten this one too.

DAOUD: Yeah. I overestimated the difficulty (UI)

UCE: Yeah. You overestimated the difficulty you can do this, brother. That's excellent. Okay. Just don't wanna turn this on until you come to me:

[See UCE audio transcript, at Id, pg. 668, 9/14/12]

Physically, it's impossible. He helped with the wires, then he refuses, ^{then} and he does the same wires the next day for the operation. How? How does he do the wires twice? There was a Red wire and a yellow wire in the recording. But the FBI bomb technician says that the "3 Red wires" were "attached correctly to one connection on the exterior of the container housing the electronic initiation system, and the 3 yellow colored inert electric blasting cap wires were attached correctly to the other connection on the container"

[See FBI report, 302_002-000324.pdf, 9/17/12]

We're talking about 4 other wires. And in the "PHOTO_0001" in the government exhibits of the bomb there is a green wire too. 9/14's recording doesn't even mention colors and they were in a dark car again, and it's darker this time because it's night. In the previously cited FBI Report, and in FBI Report - 302_002-000317.pdf, 9/17/12 - and others, they keep saying the wires were "attached correctly" and the "electronic initiation system" was ^{tested} ~~testing~~ and it works. These same guys said they made the bomb, so what's the significance of that?

UCE ^{says} ~~eyes~~ in FBI report - 302_002-000320.pdf entered 10/1/2012 that on 9/14/2012, that him and Daoud "entered the Jeep and took the final steps towards activating the explosives" and that Daoud drove the Jeep (the bomb car) to Cactus ^{bar}, parked, exited, and "walked towards" the UCE "to an alley."

FBI report - 302_002-000097.pdf, entered 9/7/2012, the purpose of the 9/13/12 meeting was to familiarize Daoud with the inert vehicle born explosive device (VBIED).

How is that so when Daoud whispered about the wires on 9/14/2012,

, "I don't know how"? How does he not know when not only did the UCE explain it to him, but Daoud is recorded attaching the wires the previous day?

"UCE: and you have done a great job for your first operation. You came up, you came up with an excellent plan. You did a great job of picking the target. You did a very good job of taking photographs so we can see what it looks like. Insha Allah you did a good job of finding a good place to park the car. You know once we get there."

[See UCE audio transcripts, at UC_004 PART 4.pdf, 9/14/2012]

How come he didn't say: And yesterday, you did a great job connecting the wires? Or you did a good job connecting the wires. You know once we get there. Why not?

"A [screamed] He picked the target...! He picked the use of a car bomb. He picked the date."

[See UCE's testimony, at 2019 Sentencing transcript pg. 394 LN 1-2, again, description mine]

Why not scream, "He help me make the bomb...! He connected the wires....!"?

The wires were already attached but he told Daoud to twist the yellow caps connecting the wires. Like an old light bulb that's connected, but if you want you can twist it tighter. He said "Twist it ", put his hand over Daoud's , and gently twisted his fingers around the cap, "like this," ; when Daoud saw how simple the request was he twisted the 2nd cap and said, "I overestimated the difficulty." The UCE says, "Yeah. You overestimated the difficulty."

[See Affidavit]

And UCE was right. It's really easy to get someone's fingerprints.

And it's really easy to tamper with Audio recordings. Especially for the FBI. Shift of Blame

Daoud didn't "walk toward UCE in an alley." He followed him. "UCE: So I'm gonna walk over there and then I want you to just drive and follow me over there [to the bar] and then you can park the car in the uh, by the Cactus Bar and Grill. Then I'll wait for you on the corner ~~so~~ we can walk back together

DAOUD: Okay

[See UCE audio transcript, at UC_004 PART 4.pdf, 9/14/2012]

When was this ever Daoud's plan? Why is Daoud "being essentially led around by the agent? You follow the leader. The leader doesn't follow. Why was Daoud following the Agent?


When was this Daoud's plan? Only on 9/14/2012 and court proceedings. 7/17/2012 (Meeting 1)

"UCE: ... because I'm gonna tell ya.... you know, one of the things we like to do is we like to do something in America."

[See UCE audio transcripts, at Id, pg. 105 LN 42-44]

"DAOUD: I'm just saying if you need something that big.... like okay."

[See UCE audio transcripts, at Id, pg. 112 LN 29-30]

This was when he said the UCE and his associates could crash 20 flying cars with bombs inside into the Pentagon. The prosecutor and UCE used that as proof that he came up with the car bomb first, and was planning a car bombing the whole time [See UCE's note at UC_002 PART 2.pdf, last page] [See 2019 Sentence Trans. pg. 462 LN 0-2] 

8/6/2012 (2nd meeting)

"UCE: We would do it together, brother."

[See UCE audio transcripts, at Id, pg. 196 LN 29]

"UCE: You , you and I will do it together... "

[See UCE audio transcripts, at Id, pg. 197]

"UCE: I want for us to get away."

[See UCE audio transcripts, at Id, pg. 176]

8/23/2012 (3rd meeting)

"UCE: Yes and you have to, you have to see it as well. You have to... cuz you're gonna help me with this

[See UCE Audio transcripts, at Id, pg. 360 LN 39-41]

"UCE: We have to plan, brother."

[See UCE audio transcripts, at Id, pg. 371 LN 43]

9/5/2012 (5th meeting)

"Daoud:... Insha Allah, I, I , do more next time, cuz I didn't do that much. you know

UCE: Insh [i.e. Insha'Allah - he was about to agree] - well you, you brother you did a lot. you helped with, you, you picked the right place. You picked the target for us. You got the pictures...

Daoud: yeah

UCE: That helped a lot. Showed me the pictures and ^{where} ~~where~~ we can park the car. You know that was a big help... Uh I mean, you've done a lot brother (End Clip A 17:50:49)

GPS: Approaching destination. On the left Harrison street

Daoud: So

UCE: No, you did --- I mean the hard part is tryin to find a good target. You got a good target for us. And you got...

Daoud: I don't know how you make a bomb in secret (laughs) I think that sounded pretty hard

[See UCE audio transcripts, at Id, pg. 556 LN 19-44, pg. 557

LN 1-3]

"UCE: I need brother⁴; like you helped with like you said okay, you knew a good place the Cactus Bar and Grill. You found that. You drove over there and you saw a good place to park the car. Right? You took pictures. Like I couldn't do that stuff. I live in New York. I can't travel to Chicago, LA, and Miami and do all that by myself. It would be impossible. And it's hard to find a trusted brother. I can't just pick the phone or go to Masjid and say hey brother who wants to help me, you know...

[See UCE audio transcripts, at Id, pg. 583 LN 1-14]

"UCE: Cuz I couldn't do this⁴ without you, brother. I can't do this alone. I'm just one person. You know

[See UCE audio transcripts, at Id, pg. 595 LN 10-13]

9/14/2012 [Final Meeting]

"UCE: This⁴ is great. Your plan is excellent brother."

[See UCE audio transcripts, at Id, pg. 624 LN 40, 41]

UCE met Daoud in the masjid [IFS at villa park]. In that meeting and every other meeting, ~~every form of communication~~ UCE want-
s Daoud away from the Masjid, away from everyone, to speak with him. Daoud wanted to talk inside or right outside the masjid. Why the secrecy?

"UCE: ... that's why I didn't wanna talk too much at the ^{masjid} ~~masjid~~, I didn't want... people to see us together. Cause then people would ask you, who's that brother who's that brother?

[See UCE audio transcript, at Id, pg 96, LN 11-12, LN 16-18, 7/17/2012]

"UCE: I know. I want to make sure nobody see us. You ^{know} ~~know~~ what I mean?"

[See UCE audio transcripts, at Id, pg. 202, 8/6/2012]

"UCE: Stop drawing the attention to yourself... you can't afford that"

[See UCE Audio transcripts, at Id, pg. 209, 8/6/2012]

"UCE: ... I don't want um, I don't want people to you ^{know} ~~know~~ to see us together. I don't want you to get in trouble..."

[See UCE audio transcripts, at Id, pg. 323 LN 12-14, 8/23/12]

"A No the plot -- we had no plot. Just to be clear, the FBI, myself as the undercover, we had no plot."

[See UCE's testimony, 2019 Sentencing transcripts, pg. 394 LN 24-25, "Mudafar" cross by Durkin]

By UCE's own admission,

"This is by design we do not want to teach jihadist how to build a bomb! Or planning an attack!"

[See UCE's not on UCE audio transcript, UC_004 PART 4. pdf, pg. 556, 9/13/12]

And Daoud admitted,

"O my God yeah I mention things like that or killing in front of my parents they back up the peaceful Islam train LOL my God if i did ANY kind of operation here they would pass out HAHHAHA mannnnnnnnnnnn!!!!!! i know what you mean! I mean even going to Jihad overseas ^{worried} ~~overried~~ as my mom is ~~overried~~ dat i will go."

[See Daoud's Youtube letter to OCE "Salah", IDFBI_001-000134.pdf, 7/13/12]

He was going to be my helper

"Q He was going to be your helper and you were going to do it; correct?

A He was going to be my helper and we were going to do it.

[See UCE's testimony, 2019 Sentencing Transcripts, pg. 398 LN 2-4, "Mudafar" cross by Durkin]

This isn't complicated if we think about facts. This was an operation. Someone planned it. There were only 2 parties: Daoud and the FBI. ~~These are the only possibilities~~ There are only these possibilities:

1. It was Daoud's plan. The FBI caught him
2. The FBI and Daoud planned this together. Then in that case, the FBI needs to be co-defendants in this case. Unless nobody really did a crime
3. Daoud was helping UCE with the FBI's plan. They set him up.

"He was going to be my helper"

Motives of the U.S. government

1. The FBI was looking for people to lock up who think like Daoud, and share his "ideology." Daoud calls that ideology Islam, and calls himself a Muslim. He also called himself a terrorist out of loyalty to Muslims and verse 8:60 of the Quran. The FBI described him and his beliefs as "Conservative Islamic", "Islamic Extremist", "Sunni Extremist" [see Affidavit] or "Radical Jihadist."
2. The FBI wanted to stop Daoud from "Radicalizing"/"Recruiting" others, especially young people, to support Jihad

"In brief summary, DAOUD has expressed his desire to commit Jihad, die a martyr, and radicalize individuals to commit Jihad to both OCEs"

[See FBI report, 302_002-000097.pdf, 9/7/12]

"The overall objective is to disrupt Daoud if he is planning an attack and to dismantle any further recruiting of other individuals"

[See FBI report, 302_002-000032.pdf, 7/18/12]

"UCE: But you could do some stuff right?

Daoud: Like what?

UCE: I don't ~~know~~ ^{know}, like, like you know, you ~~know~~ ^{know} there's not a lotta brothers who believe in Jihad like you do

Daoud: The only thing I really do is talk to people, convince people...

UCE: Well that's good

Daoud: Pretty much ship them overseas

UCE: Okay, so that's recruiting our brothers

Daoud: yeah

UCE: ... that believe in Jihad

Daoud: Yeah. I mean I do that all the time. In terms of like ~~actual~~ ^{actual} physical like against the kuffar (i.e. disbelievers) things like that I can't ..."

[See UCE Audio transcript, UC_004 PART 4.pdf, pg. 334 LN 13-44, pg. 335 LN 1-13, 8/23/12]

And Daoud considers telling people about Jihad as Dawah (propagating ~~others to~~ Islam] because Jihad is part of Islam. The FBI is aware of this

"... Please continue to post nasheeds on yahoo. They are a great Daawa and propaganda tool... the Kuffar (disbelievers) are very active on youtube to discredit Jihad and Islamic clips

[See email from OCE "Salah" to Daoud, IDFB1_001-000012.pdf, 5/14/12]

"encouraging muslims to go for Jihad is dawah"

[See youtube letter, Daoud to OCE "Iyad" , IDFBFI_001-000062.pdf, 6/4/12]

"but my love for Jihad i think came from the Quran , the Seerah (Life of the prophet, may Allah bless him and grant him peace) the sahaba (his complanions), and then some other stories of jihad."

[See Youtube letter, Daoud to OCE "Salah", IDFBFI_001-000112.pdf, 7/3/12]

3. The FBI did not want to risk Daoud becoming a shaykh [Islamic scholar] supporting the mujahideen.

"I sent the last of the stuff to go to madina insha'Allah in ju~~st~~ waiting for them to accept me insha'Allah [if Allah will~~s~~]. the mujahideen [those who fight in jihad] need scholar~~s~~ more than anything, and that's my honest opinion."

[See youtube letter, Daoud to OCE "Iyad", IDFBFI_001-000121.pdf, 7/9/12]

"DAOUD al~~so~~ expressed an interest in traveling to Saudi Arabia for further education and then to Yemen, Iran, Afghanistan, Pakistan, or Africa. DAOUD showed an interest in al - Shabaab and stated he supported the mujahideen in Yemen."

[See 4th FBI Report, 302_002-000011.pdf, 6/20/12]

"The defendant talked about wanting to go to school in Medina, but he al~~so~~ talked about wanting to go to school to become a sheikh for the mujahideen."

[See Barry Jonas, AUSA, 2019 Sentencing Transcript, pg. 465 LN 13-16]

Jihad comes from Islam, and so their third motive here directly ties to the first 2 motives

"The third goal is to stop Daoud's recruiting of younger individuals." [See FBI report, 302_002-000032.pdf, 7/18/12]

"The defense doesn't address and cannot address is that the defendant was trying to recruit other teenagers to commit Jihad." [See AUSA Barry Jonas, 2019 Sentencing transcript, pg. 465 LN 10-13]

And at the end of the day Daoud is to blame for how he understood Islam and Islamic law concerning warfare,

"He came to this belief on his own. As he told the OCEs and the undercover, he researched. He read books. He viewed bin Laden videos. He viewed Awlaki videos about killing Americans. He read Inspire Magazine, which he said inspired him."

[See AUSA Barry Jonas, 2019 Sentencing transcript, pg. 460 LN 10-40]

And the first book was the Quran.

Part 2: the Persuasion

PART 2

Legal

Inducement-Definition

"the fact that government agents initiated contact with the defendant, suggested the crime, or furnished the ordinary opportunity to commit it is insufficient to show inducement. Inducement means government solicitation of the crime plus some other government conduct that creates a risk that a person who would not commit the crime if left to his own devices [771 F. 3d 435] will do so in response to the government's efforts. The "other conduct" may be repeated attempts at persuasion, fraudulent representations, threats, coercive tactics, harassment, promises of reward beyond ~~that~~ [2014 U.S App. LEXIS 44] inherent in the customary execution of the crime, pleas based on need, sympathy, or friendship, or any other conduct by government agents ~~that~~ ^{that} creates a risk that a person who otherwise would not commit the crime if left alone will do so in response to the government's efforts."

"In Sorrells the Court found that an entrapment instruction was warranted even though the defendant was promised no extravagant profit for obtaining alcohol for the undercover informant; the informant's persistent appeal to military camaraderie qualified as a potentially entrapping inducement. 287 U.S. at 441."

"because the government's solicitation of the crime was accompanied by subtle and persistent artifices and devices that created a risk that an otherwise law abiding person would take the bait." [See quotes taken from US v. Mayfield, 771 F. 3d 417; 2014 U.S. App. LEXIS 21525 No. 11-2439]

"the government not only excited the farmer's interest in sexually explicit materials banned by law, but also exerted substantial pressure on him to obtain and read such materials as part of

^{infringement}
a fight against censorship and ~~infringement~~ of individual rights;
and (3) Congress had not intended ^{that} ~~that~~ the detection and enforcement
processes of § 2252(a)(2)(A) should include instigation by government
officials of an act on the part of persons otherwise innocent
in order to lure him to its commission and to punish them."

"As was explained in Sherman, where entrapment was found as
a matter of law, 'the Government [may not] pla[y] on the weaknesses
of an innocent party and beguil[e] him into committing crimes
which he otherwise would not have attempted.'" Id, at 376, 2 L
Ed 2d 848, 78 S Ct 819"

"Criminal Law ss 21 - entrapment - government artifice and
stragem 29,26... artifice and stratagem may be employed to
catch those < *pg.178 > engaged in criminal enterprises; however,
government agents may not originate a criminal design, implant
in an innocent person's mind the disposition to commit a criminal
act, and then induce the commission of the crime so that the
government may prosecute.' Annotation p.703, infra"

"After finding Jacobson's name on the bookstore mailing list,
two Government agencies sent mail to him through five fictitious
organizations and a bogus pen pal, to explore < *179 > his willingness
to break the law."

[See quotes taken from Keith Jacobson vs. United states, 503
US 540, 118 L Ed 2d 174, 112 SCT 1535]

FBI and Prosecutors understood Inducement

The FBI and prosecutor⁵ were clear that predisposition is the plan, and the FBI can only catch Daoud and arrest him for his plan; They did not talk him into this. He was doing it. We stopped him.

Either the accused was induced or he was predisposed. Either you caught him or you persuaded him. You can't have it both ways.

"Chicago's intent is to use the cou⁴in developed by OCE [Redact!] to introduce UCE - [Redact!] in an attempt to reveal DAOUD's aforementioned 'realistic' idea."

[See FBI report 302_002-000018.pdf, 7/16/12]

"Car bomb right? He [Daoud] is confirming the use of car bomb not agreeing. Confirming means it has been his idea/intention all along. Agreeing means he is acknowledging."

[See UCE's comment at UC_002 PART 2.pdf, last page on sticky note copy]

So UCE didn't bring up the car bomb or talk Daoud into using one because Daoud was planning to use one all along.

"UCE:... and he says well are you are you putting any pressure on him to do this? He asked me this and I said no, no sheikh, I don't , you know, I don't want, I'm not putting any pressure on him."

[See UCE Audio transcripts, UC_004 PART 4.pdf, pg. 316, 8/23/12]

"UCE: You can't like convince somebody."

[See UCE Audio transcripts, UC_004 PART 4.pdf, pg. 317 LN 7, 8/23/12]

"UCE: ... so he wants to make sure you're not being pressured by anybody"

[See UCE Audio transcripts, at Id, pg. 319 LN 32, 8/23/12]

"UCE: ... and I can tell him that we're not putting any pressure on you , right? okay. Do you understand that cuz he doesn't wanna do that , he doesn't wanna force you to do something you don't wanna...

[See UCE Audio transcripts, at Id, pg. 319 LN 18-28, 8/23/12]

"UCE: ... I just want to make sure that like - I didn't pressure you to do something here because..."

[See UCE Audio transcripts, at Id, pg. 467, 9/5/12]

"MDFR: i understand. anyone involved must not feel pressure
10:54:04"

[See UCE skype chats with Daoud, UC_003 Part 3 pg. 64, 8/19/12]

"Q You're kidding, right?

A No. My job as the undercover is not to tell the subject what to do or what it is I want to do, but rather collect intelligence on what the subject would like to do."

[See UCE's testimony, 2019 Sentencing Transcripts, "Mudafar" cross by Durkin, pg. 358 LN 7-17]

"The government did not induce the defendant to try to kill hundreds of people in a terrorist attack. It did not persuade, threaten, or harass the defendant. Nor did it offer him any reward or appeal to his humanistic side to induce him to commit the attack."

[See Government Sentencing Memorandum, 2019, Doc #329 , Filed 4/26/19, pg. 16 of 60, pageID #:2987]

FBI and Prosecutors redefine inducement

The way they do this is by redefining predisposition to being predisposed to Jihad. This is easy to see in UCE's testimony.

Here he equates Jihad as a car bomb,

"A ... Referring to the car bomb or Jihad"

[See UCE's testimony, 2019 sentencing transcripts, pg. 327 LN 14]

"THE WITNESS: ... If there is predisposition to do something, and in this case a jihadist act, which Mr. Daoud expressed to me in my several meetings with him"

[See UCE's testimony, 2019 Sentencing transcripts, pg. 350,351]

A "Jihadist act" and a bomb is not always the same thing. A person can use a bomb without it being for Islam, and a person can wage Jihad without using a bomb.

Whenever the Government denies inducement, they deny it on the basis that no body induced Daoud to believe in Jihad, therefore he's guilty.

"He wanted to kill Americans because he believed they were ^{Daoud's beliefs} kuffar. He came to this belief on his own. As he told the OCEs and the undercover, he researched [i.e. Religious texts and religious opinions based on them]. He read books. He viewed bin Laden videos. He viewed Awlaki videos about killing Americans. He read Inspire Magazine, which he said inspired him."

[See Barry Jonas, 2019 Sentencing transcripts, pg.460 LN 9-14 Prosecutor/AUSA conclusion]

The final ultimatum UCE gave Daoud so he wouldn't walk away was: We only want you to come if you believe in Jihad. Daoud, to be a Muslim, has to believe in Jihad because it's part of

Islam [the Quran and Sunnah]. The Quran is the literal word of Allah. Not believing in Jihad is not believing in Allah. Denying "violent Jihad" is denying Muhammad as Allah's final Messenger, may Allah bless him and grant him peace. *See Affidavit*

UCE told Daoud to only come if he was really Muslim. UCE said: Do you believe in Jihad? Only come if you believe. Daoud said: Yes I believe.

"He keeps telling the defendant my sheikh wants to know that Jihad is in your heart. Is it in your heart, and the defendant keeps saying yes, it is. I mean, I'm -- obviously paraphrasing. But multiple times the defendant says yes, it is. "

[See AUSA Barry Jonas, 2019 Sentencing Transcripts, pg. 462 LN 16-20]

"A My response to Mr. Daoud is my sheikh also wanted to make sure that this is something in your heart Jihad is not something that others can force on you or put pressure on you. He wants to make sure you have no doubt in your heart.

Q How does he respond?

A He writes back, you can tell him how I reacted when you said we cannot do it in Ramadan."

[See UCE's testimony, 2019 Sentencing Transcripts, pg. 325 LN 18-24]

"It's whether the individual, Mr. Daoud in this case, wants to follow through, and if it's in his heart to perform Jihad."

[See UCE's testimony, 2019 Sentencing transcripts, "Mudafar" direct by Ardham, pg. 350 LN 20-25]

"Well, let's just stop right there. There's quite a bit of a difference between having the predisposition to commit Jihad than

there is to commit a Federal offense, isn't there?

A It's only a religious difference in his mind..."

[See UCE's testimony, 2019 Sentencing Transcripts, pg. 384, "Mudafar" cross by Durkin]

"A GRAND JUROR: So is it considered as enticement or is it considered entrapment?

Q As part of the interactions with the undercover officer or undercover agent, did the undercover agent provide opportunities for Mr. Daoud to not be a part of the bombing?....

A The undercover wanted to ensure that Mr. Daoud did not feel pressured and that he wanted to be part of this, and it was brought up several different times that he would make sure that you believe in your heart, Mr. Daoud said yes, I do believe it ["it" they meant, was Jihad]"

^{agent}
[See Jeffery Parsons in front of the Grand Jury GJ_001-000001.pdf, pg. 15]

"UCE:... and he says, well are you are you putting any pressure on him to do this? He asked me this and I said no, no Sheikh, I don't you know, I don't want, I'm not putting any pressure on, on my brother to do this. And he wants to make sure that he the sheikh is not pressuring you, that I'm not pressuring you. Cuz you know in Islam you can't force anybody.

Daoud: Right

UCE: This has to be in your heart, especially Jihad. You ^{know} ~~know~~ it's in your heart. It's something you believe in. It's something you either believe in or you don't."

[See UCE Audio Transcripts, UC_004 PART 4.pdf, pg 316 LN 28-45, pg. 317 LN 1-3, 8/23/12]

The UCE solicited the terror plot

"UCE: (UI) month of Ramadan (UI)

Daoud: (UI) Yemen (UI) you hear 12,000 hadith?

UCE: Yeah... I have brothers in ^{yemen}~~Ymen~~ we travel to ^{yemen}~~Ymen~~

Daoud: somehow give me contact info

UCE: ok

Daoud: (UI) brother~~s~~ in Yemen

Daoud: if you use contact info

UCE: you can't go by yourself cuz you go by - no body's gonna trust you - they're gonna think you're shia eh uh uh uh FBI or something like that you can't go by your~~s~~elf

Daoud: Insha'Allah I'm able to Madinah to school (UCE:yeah) and afterwards, I mean it's right there. but someone told me there are shia in between , you know what I mean

UCE: Like when the first time I went to Afghanistan, I at first went to Yemen, and I had people who told the many brother~~s~~ that I was coming

Daoud: yeah

UCE: and they help me study a little bit and then from Yemen I went to Pakistan and Afghanistan

Daoud: yeah

UCE: that's the proper way to do it , yes

Daoud:yeah

UCE: So if you want to travel to Yemen I can go with you, I have people there, there, we have places we go to and I trust those people. You cannot go by your~~s~~elf

Daoud: Right

UCE: they're gonna hurt you. You know. What are doing by your~~s~~elf.

All of a sudden coming from America to Yemen. But, because I know people there, because I travel there, yes, if that's something you'd like to do... of course I can help you with that brother. Like I said, during this month of Ramadan that's something that I want you to think about.

Daoud: yeah

UCE: What it is you want to do, you know?

Daoud: The only reason I, I have to think about that, it's gonna take a lot of planning (UI)

UCE: ... Yeah

Daoud: But, I was thinking like... you know I'm starting to hate this country (laughing). (UCE: yes) You know what I mean, I, I can't help but all the time I'm reading, especially Inspire. Mashallah, it does inspire me

UCE: It does, yes, absolutely

Daoud: You know they talking bout uhm... you know what things you could do here, you know?

UCE: We can, you know the... one of the reasons I came back to the U.S. just a couple months ago was because, since the Americans are leaving. We wanna make sure they leave...

Daoud: and stay gone

UCE: ... And, and stay gone, and you want 'em to leave with disgrace, with dishonor as losers

Daoud: yeah

UCE: And, please don't tell anybody this brother...

Daoud: yeah, yeah, yeah, okay

UCE: ... because I'm gonna tell ya... you know, one of the things we like to do is we like to do something in America ..."

The UCE asked Daoud to think about what he wants to do for Islam/Jihad during the month of Ramadan. This is the first meeting . He keeps repeating that, think during the month of Ramadan... Daoud ends up asking for contact info for Muslims brothers involved in the Jihad in Yemen. UCE says sure - I'll help you go there.

Daoud says he has to think about it. Remember his post cited in his criminal complaint, 5/29/12 on dinhaqq.info, he stated that he personally thought after reading Yemen's based Inspire magazine, that it would be easier and more rewarding to fight with the Mujahideen in Yemen than to do a terrorist attack in America to support Islam and Jihad.

He said going to Yemen, going there, would be easier and more rewarding, but when UCE says he could help him go there, he says he has to think about it. When Daoud mentioned Inspire's ~~other~~ other suggestion to do attacks in the west, UCE latches on that and solicits him; even though by UCE's admission Daoud talked about these things a lot.

"UCE: We thinking of Chicago we're thinking maybe parts of Los Angeles a big city but again--" ~~UCE~~

"Daoud: If you need ideas, I'm I, I, I think about ideas but I don't like have anything like you know what I mean?

...

Daoud: I think, come up, give me some ideas or something [Daoud's repeating the UCE's request]

UCE: Yeah and just write down some of your ideas

...

UCE: no no no write it down on paper and then you can give me your ideas and really our goal is to do something in Chicago or LA

Daoud: I think I wanna go overseas I wanna go overseas but I want to do something here at the same time because

UCE: before we leave - yes! cuz i want them to

Daoud: but I don't want to be so open they take me before I can

Daoud says he has to think about t

go alright [i.e. he's talking about not doing a terrorist attack because it would get him arrested and stop him from traveling] [He brings up flying cars]

Daoud: Kinda like a video game when you [UCE: ahhh!] put the flying car cheat

UCE: Uh huh...!

Daoud: Allah Alim [Allah knows best]. But if you have to come up with an idea for example, like 9/11 was planes (UCE: yes...) planes kinda expensive (UCE: yes...!) kinda hard to hijack (UCE: I know I know...!]

Now this might be expensive the flying car but I'm very sure that it it's less expensive than a ^{plane} ~~plan~~. All you need to get it is a pi pilot license (UCE: yes...) and a car license maybe and to buy, like you can probably get like like 20 of those and like hit it to like where ever buildings you want

UCE: In Chicago you think?

Daoud: It I'm not saying which place I'm just saying if you have a target like for example like the Pentagon or something like that (UCE: yeah...!) if you have a target in general any target ok then you can get 20 of those it'll be much cheaper than getting like 5 airplanes ok or jets or whatever right and and you you could just put better like bombs there and you you could totally do that (Yeah...! /UCE) It's an idea but obviously probably try the the car first before actually doing anything (laughing)

UCE: yeah I think, or just try a regular car before we try (a flying car) (Daoud: Well I mean obviously)

Daoud: the people who know like I'm assuming that the people going inside know how to use a car and a plane. They should know

how to fly a plane and know how to fly a car.

UCE: Uh uhh um it might be a little suspicious^{because} if you had something like that. You know what I mean ~~because~~ it would stand out. I mean that's an idea. Think of about other ideas that maybe that we can that would be maybe less expensive

Daoud: I'm just saying if you need something that big. Like ok.

[Quotes written by writer, ^{and transcript} from audio file 7-17I.WAV , 1:37-

5:02, 6:34-8:19, government exhibit, first meeting clip of 7/17/12]

The prosecutor said about this, "Flying cars is not crazy or ridiculous. They are real.... the defendant talked about putting bombs in flying cars and the UCE switched it when the defendant talked about bombs and cars and made it a car bomb. Then they went from there."

[See AUSA Barry Jonas, 2019 Sentencing transcripts, pg. 464 LN 13-16]

It's worth listening to the Audio to fully understand this. The parts I put in () here are parts where UCE and Daoud are talking at the same time, Daoud is talking very quickly and UCE has been listening to mostly Daoud for over an hour. Through the conversation, unbeknownst to Daoud, the UCE is moaning and groaning out of frustration. Even once in the transcript it says "loud traffic" but it was just the UCE's anger. You get a better idea about his thoughts from his notes about the same meeting.

Quotation marks are UCE's notes:

"I'm walking away, listen to audio for sound of key..."

Daoud: I just, uh just text me man

UCE: Okay I'll text you brother

[See UCE audio transcripts with notes, UC_004 PART 4.pdf, pg.

93]

"saying goodbye. Walking away!"

UCE: It was very nice to meet you brother

Daoud: Okay Salam alaykum

[See UCE Audio transcripts, at Id, pg. 97 LN 28-30]

"Walking away? Sound"

[See UCE Audio transcripts, at Id, pg. 98, this is why a lot of the audio is muddled at this part because he was about to get up and leave several times and it messed with the recording device]

"Walking away. Walking away."

UCE: Thank you brother, it's very nice to meet you brother (UI)

Daoud: Okay

UCE: Just think about , think about during the month of Ramadan where you like to be...

[See UCE Audio transcripts, at Id, page 102]

Then UCE's first solicitation of the actual plot is on page 105 of the cited transcript. Be honest when you answer the following question. Based on the information just cited, do you think:

A: The FBI caught Daoud confessing his plan. He was going to buy 20 flying cars, fill them with bombs with his friends, and crash them into the Pentagon. The UCE just switched it to a regular car bomb and helped arrest him

or

B: Daoud talked "90% of the time" for almost 2 hours to someone he really thought was friendly because -- he wanted to talk to somebody? Then the UCE got mad when he talked too much and rushed to solicit him? 7

UCE solicits car bomb idea to Daoud, and won't accept guns

The next meeting was on 8/6/12. Daoud doesn't come up with ideas about how to actually do an attack. He gives UCE a list of targets, most of them in Chicago [See UL 8-6 NOTE] because UCE emphasized Chicago as being a place of interest. He talks about the targets. His ideas. That was it, or so he thought See Affidavit

UCE: So do you think brother... that you can help me with these[the targets] with the...

Daoud: I will try uh... I want to go after this. Right after this Ramadan, Medina. I'll be outraged [i.e. if i don't go] I wanted (uI) . The mujahideen need scholars and I thinking like in between like them... I could talk to people and give Dawah to people where I am

UCE: Right

Daoud: and I could also schedule attacks like I , I come here uh, I'm supposed to be here at least like uh, one fourth of the year.. it's like 3 months

UCE: yes

Daoud: and I can , if I could get away with it... I could, I could do something here and then go back overseas and go and come back and forth. You know what I'm saying?

UCE: yes

Daoud: I could do that. I could give Dawah to some brother. I could help them and what to do next. You know what I mean?

UCE: WOuld you want to... would you want to do something before you go to Medina in Chicago?

Daoud: Man, that would be amazing, but uh, I, you ^{know} ~~know~~ it's ~~like what~~ what's my role? you know I don't , I like I have a lot of

weaknesses. I don't know how to use a gun. I want to but the (UI) is supposed to help me. He's really been procrastinating (laughing) so uh , masha'Allah [Allah has willed] I mean [See UCE audio transcripts, UC_004 PART 4.pdf, pg. 194-195 LN 1-8, 8/6/12]

"Daoud: The thing is I don't mind ^{that} ~~that~~ much as long as it's something uh, under like my capabilities. You know it's very small capabilities right now.

UCE: We would do it together brother

[See UCE audio transcripts, at Id, pg. 196 LN 24-30, 8/6/12]

And then UCE pushes for the bomb.

"UCE: The other option is as you said, is to go with guns that uh, you know, shoot people, kill people with the guns, but then there's a chance that we might get captured

Daoud: The thing is... I think the best way is uhm, the guns is more hard to get away with. Unless you use a sniper.

UCE: Uh huh

Daoud: You have more of a chance of getting away. But uhm, yeah I mean get snipers go from far away, and you keep them where you can see them, and go to where they graduate. But they wouldn't hear you say Allah akhbar, and that's a problem

UCE: I know that's the problem

Daoud: No uhm... I think the easy but uh, if you get a bomb. I don't know , uh, this is the thing... that's why I need your help. I have no idea how to do an operation and get away with it.

UCE: I can if you still want to do a bomb operation, I can build a bomb?

Daoud: ...obviously make the plan first then start proceeding.
You know what I mean?

UCE: Yes, we would have to plan it right. (UI) for example. say, if you want to use a bomb. For example, uh...

Daoud: Well you know even uh... even if you use guns... if you , it doesn't matter like what you do

UCE: But what's our best chance to getting away, right?

Daoud: Uh huh (laughing). I don't like dogs..."

[See UCE audio transcripts, at Id, pg. 221-222, 8/6/12]

They end up talking about cats when UCE brings up the plot again. Daoud "obviously" didn't have a plan at this point (see above).

"Daoud: But uh, my friend, uh, I was at his house... he used to ... he used to abuse his cat man. He threw his cat at me. He threw it. Alright, and uh , it tried to uh, you know, not fall down, but it scratched me. Uh, I forgive the cat because it was a necessity. Okay, you know. This scratch was like that. Little like that

UCE: Little bit, huh?

Daoud: just that, I'm like whoa, that's nothing. Why are people hating cats for? Why you think they're so innocent. They didn't do anything. This thing can't hurt you. These regular white scratch started turning red. Puss started coming out, and then my hands started getting swollen

UCE: swollen, whoa oh

Daoud: I'm like wow. That's why people hate cats... [pg. 101, 8/6/12] ...

~~UCE: (laughing)~~

Daoud: Yeah I was like oh, that's why people hate cats

UCE: (laughing)

Daoud: Like God (UI) Now just imagine if that was in my face.

I'm like (UI)

UCE: Oh, that would hurt

Daoud: Like oh this is nothing. It was, oh my God (laughing)

UCE: That would absolutely hurt

Daoud: Yeah. Oh my God like humdulillah [all praise is due to Allah] it wasn't my face. (UI) me. Yeah, and I uh, hurt this all the time I'm like

UCE: I know

Daoud: yeah

UCE: So from the list of community centers...

Daoud: I have to uhm, I, I really need experience on this. You have to, I think you should pick which places you could really get away with the most...

UCE: (UI)

Daoud: ... the easiest. Like something that's like easy for you a walk in the park. Well, a small park. A big park is kind of a little hard to walk through if you have any... (laughing)

UCE: yes

Daoud: Uh it should be that easy for you, okay?

UCE: I think it it will be and I think if we do this together...

Daoud: Insha Allah

UCE: ... and I could you know, you mentioned a bomb and recruiting center. I could build a bomb, you know, but I need help getting it there, you know what I mean? I can't do it all by myself

Daoud: Get some materials

UCE: No, no... if you could help with the materials I have to , I mean, because some of the materials I have to , you know, see exactly what materials I have and what materials I need. If you could help with getting some of the materials and then if we could see if you want to help. If we do like a car bomb.

Daoud: uh okay

UCE: Car bomb, right?

[See UCE audio transcripts, at print out transcript 8/6/12, pg. 102-104]

Pause. That's where the UCE notes, "Car bomb right? He[Daoud] ~~is~~ confirming the use of car bomb not agreeing. Confirming means it has been his idea/intention all along. Agreeing means he is acknowledging."

[See UCE's note at UC_002 PART 2.pdf, Last page sticky note] continue.

UCE: Car bomb right?

Daoud: But could you do ~~that~~ ^{that} without like staying inside of it?

UCE: Yes, cause we would...

Daoud: or you could park it and go somewhere

UCE: yes. That's what we'd do so we need help

Daoud: I want, I want to borrow your your car for a day. Hey where you going

UCE: No

Daoud: (laughing) (UI) I'll bring it back it a few days

[See UCE audio transcript, at Id, pg. 104, 8/6/12]

"Q Let's talk specifically then about whose idea it was to come up with the car bomb. Would you go to the 8/6/12 transcript, page 103

[See UCE's testimony, 2019 Sentencing transcript, pg. 395 LN 11-13, Cross by Durkin, "Mudafar"]

"A: No. No. If you could help with the materials, I have to - I mean because some of the materials I have to, you know, see exactly what materials I have. What materials I need. and if you could help with getting some of the material^s, and then if we do, for example, we could see if you want to help. We - if we do like a car bomb"

[See UCE's Testimony, at Id, pg. 396 LN 6-11]

"Q That's you telling Daoud on August 6th, 2012 that we the FBI, unbeknownst to him the FBI, we, you the terrorist, and your cohorts want his help if we do like a car bomb, correct?

A Yes

Q And then when you mention a car bomb, Daoud says -- and I'm looking at 104 now, the top of the page -- but could you do that without like staying inside of it -- inside it? Isn't that what Daoud said?

A Yes

Q That's how much he knew about car bombs, correct?

A He didn't know he could do it without staying inside of it "

[See UCE's testimony, 2019 sentencing transcripts, pg 396 LN 23-25, pg. 397 LN 1-8]

Compare ^{that} ~~that~~ to,

"Q and in this meeting isn't it true that he does not want to participate in a martyrdom operation? [also called a suicide mission]

[See 2019 Sentencing transcripts, UCE's testimony, direct by

Ardam, pg. 414 LN 24-25]

" That is correct , yes"

[See UCE's testimony, 2019 sentencing transcripts, pg 415 LN 1-2]

"A GRAND JUROR: Was it ever Mr. Daoud's intention to take his life ~~also~~ with this bomb?

THE WITNESS: No. From the conversations that he had with the undercover he did not want to do a martyr operation."

[See Grand Jury Testimony of Jeffrey Parsons, pg. 15-16, GJ_001-000001.pdf]

Daoud was planning this attack "all along" ~~using~~ a car bomb; he was predisposed. No body persuaded him to ~~use~~ a car bomb; He was not induced. He did not want to do a suicide attack. He did not know you could ~~use~~ a car bomb without blowing yourself up. That's how we know he was planning to ~~use~~^{one} all along. Make that make sense. He was going to blow himself up in a flying car bomb before going to Madinah, Saudi Arabia to study. See. He had Inspire Magazine.

"A Mr. Daoud picked the target and picked the weapon as a car bomb and the date and time of the operation"

[See UCE's testimony, 2019 sentencing transcripts, "Mudafar" redirect by Ardam, pg. 418 LN 21-22]

"Q ... Do you remember the prior questions from both the government and me about the meeting on the 23rd?...

Q Isn't it ⁱⁿ fact that towards the end of that conversation Daoud told you like, the thing is I don't even know how we started talking about it... you remember that?

A I remember making a comment during that meeting, he doesn't

recall the exact moment where we began talking about his plan"

[See UCE's testimony, 2019 Sentencing transcripts, pg. 418 LN
pg. 404 LN 14-16, LN 18-22, LN 23-25, "Mudafar" cross by Durkin]

MR DURKIN: I'm I'm talking about 8/23/12 transcript page 126

MR. DURKIN: Line 41

Q: Do you remember him saying like like that's the thing. I don't
know how we started talking about it?

A I remember him saying that, yes, sir.

Q And you said it just happened,

A Yes sir

[See UCE's testimony, 2019 sentencing transcripts, pg. 410 LN
7-8, LN 10, LN 15-19, "Mudafar" cross by Durkin]

"Q ... All I have is ideas and crazy fantasies. That's all
I have. He said that to you didn't he?

A He did say that

[See UCE's testimony, 2019 sentencing transcript, pg. 412 LN 13-
16]

Fantasies are out of reach of the Government
See ~~pg. 7~~ pg. 7 (Predis)
of this memo

9/14/2012

"UCE: I'll show you right now. And so when you come out with, with the Jeep, you drive this way, I'm gonna be walking so I'll show you. As I walk you just, you know, walk, following go in that direction

Daoud: So you walk and I follow you almost?

UCE: Yes. ...

[See UCE audio transcript, 9/14/12 print out, pg. 41 LN 12-41]

"Daoud: But they [Al Qaeda, in videos] never mentioned that women are halal [lawful, Islamically] to kill. The only, the only brother mentioned that I'm like wait a minute, they also pay taxes and vote. You know. So that's a good... Oh so this is just like Palestine?[Note: in Islamic law women in Palestine/Israel are considered enemy combatants because they have 6 months mandatory ^{training} military ~~territory~~. Normally women in Islamic law are considered noncombatants]

UCE: Yes

Daoud: Well that kinda makes sense because you know these are like Israel's best friends

UCE: Absolutely

Daoud: yeah

UCE: They're the same. They're the same

Daoud: Except they're like a different religion. Like well they're both atheists in a, in a sense. You ^{know} ~~know~~ what I'm sayin?

UCE: Yeah, a monster with two heads

[See UCE audio transcript, 9/14/12, Id, pg. 43 LN 18-42]

"Daoud: Cuz I don't, I don't know where I'm going. So it's better you lead. But I'll, you'll be here. So you already know

where you're going. Probably check every like 30 seconds ^{that} ~~that~~
I'm behind you

UCE: Sure absolutely, I will check brother

[See UCE audio transcript, at Id, pg. 45 LN 16-24]

"Daoud: Then you only go to the Jeep, then you turn everything on, then you show me which is the direction box(UI) (laughs) (so i can see where I'm going), so then you show me where to drive. Then I'll drive there and I'll park it right there. Insha Allah [if Allah will⁴]. Al hamdu lillah [all praise i⁴ due to Allah]. I'm feeling more comfortable."

[See UCE transcripts, audio, at Id, pg. 45 LN 36-44]

"Daoud: And keep reviewing the plans cuz my memory sucks, my navigation suck^s. There's a lotta disadvantages, I mean like, you know, Insha Allah [if Allah will⁴]

UCE: The car that you have, right you have the right faith, you have stone faith. You believe and you are willing to make sacrifices

Daoud: Yeah , if i didn't believe this I would run right now (laughs)

UCE: Let's park thi^s car right here brother

[See UCE audio transcripts, at Id, pg. 47 LN 20-34, 9/14/12]

UCE: You can press. Do you wanna press the button brother?

Daoud: I wanna press the button with you

[See UCE audio transcripts, at Id, pg. 50 LN 41-44]

UCE: Now it's ready to go, trust me. It's ready to go, brother. It's ready to go

Daoud: Okay so now what's the plan?

[See UCE audio transcripts, at Id, pg. 51 LN 15-19]

"Daoud: So now it's time to park the car?

UCE: Yes, now we're gonna go park the car, yes. (UI) Alright brother. So this is what we're gonna do. Okay.

[See UCE audio transcript, 9/14/12 at Id, pg. 51 LN 15-19]

[See UCE audio transcript, 9/14/12 at Id, pg. 51 LN 29-33]

Inside the Bomb Car

UCE: So I'm gonna walk over there and then I want you to just drive and follow me over there and then you can park the car in the uh, by the Cactus Bar and Grill. Then I'll wait for you on the corner so we can walk back together (UI)

Daoud: Okay

[See UCE audio transcript, 9/14/12 at Id, pg. 51 LN 43-44, pg. 52 LN1-17]

UCE: Well yeah, no make sure -- this is the uh, this is the uh, this is the stick, that's (UI) park, drive, reverse

Daoud: Okay, I should be okay. My seatbelt is on (UI) (laughs) You walk there?

[See UCE audio transcript, 9/14/12 at Id, pg. 52 LN 35-41]

UCE exits the Jeep, and while he's walking, Daoud is following him while driving because he already lost where the bar was even though they were right next to it[more on his lack of navigation skills soon]. Then Daoud follows UCE a block or 2 away after parking the Jeep in front of the bar. They hold the remote at the same time.

[Redacted....!:]

[UCE: Press the button again, brother

[UCE: HOW DID THEY KNOW???!!??!!?

[SEE AFFIDAVIT]

~~HM: Hey hey hey hey hey, keep your hands up, keep your hands up, keep your hands up~~

UM: Hey hey hey hey , keep your hands up, keep your hands up.
Keep your hands up

UCE: Your Sahaba [companion/friend] DID you tell your Sahaba
about this?

UM: Hey be quiet

UCE: Did you tell your Sahaba

UM: Be quiet

Daoud: No

UCE: He's the one who told on us did you tell him? Then how did
they know? How did they find out?

[See UCE audio transtript, 9/14/12 at Id, pg. 53, last page,
LN 12-29]

No Way Home

Daoud has horrible navigation skills. When he says, "My navigation sucks," what does he mean?

Daoud didn't ask for a car. Daoud's dad gave him a car to share with his sister to drive to school.

Daoud only knew how to drive to IFS - Islamic Foundation School - at Villa Park. His school and masjid. He didn't know street names, and only knew one route by how it looked. Anywhere else, if he wanted to drive there, he needed a GPS system.

Daoud met UCE at that masjid. UCE wanted to talk to Daoud away from the Masjid. Daoud followed him to the meeting location. When he took pictures of the bar he used his GPS system to get there, 8/25/12 after the 3rd UCE meeting.

[See FBI report 302_004-000001.pdf]

All the places where UCE met Daoud was close to the Masjid, but Daoud still needed help to and from these places. Once he dropped his gas card at the Walmart parking lot and UCE had to go back and get it for him.

File# Text Messages

780159Q Brother did i leave a shell gas card in ur car?

8/23/12 18:51:24 [Daoud]

780171713Q No brother. Nothing in car

8/23/12 18:52:35 [UCE]

7801722Q Usure? yellow gas shell card? [Daoud]

Shiz man icant find it ibrought it w me. make dua [pray] ifind it make sure is not in the car.
cuz if it is in there i can take it frm u now

8/23/12 18:56:22 [Daoud]

7801642Q I just checked all inside the car. Nothing. Did you check all your pockets

8/23/12 18:56:22 [UCE]

7801560Q I did but my pocket is half ripped sumtymes i drop things
im looking now in between and inside the seats

8/23/12 18:57:07 [Daoud]

7801808Q Im driving back to parking lot to check

8/23/12 18:58:50 [UCE]

7802054Q I see it on the ground

8/23/12 18:59:51 [UCE]

7801543Q I got it. I will wait for you here.

8/23/12 19:00:46 [UCE]

7801580Q Jazak Allahu khair! Dude do uknow the address of date
place? Is where im at at ur way home brother?

8/23/12 19:01:58 [Daoud]

Daoud needed the address to put in his GPS, if he was going
to meet UCE there

7802012Q Do u want me to meet u there or the masjid

8/23/12 19:03:19 [UCE]

7801529Q If u go to the masjid dat wud be bttr. Udnt have to
go inside u cud just go by it. Thank u so much!!!!!! [Daoud]

7801575Q Be there in 5 min [UCE]

8/23/12 19:05:01

8/23/12 19:04:04

7802056Q Jazak Allahu khair SO SORRY MAN

8/23/12 19:05:01 [Daoud]

[See also pg. 419 in UCE audio transcripts UC_004 PART 4.pdf

8/23/12]

On 9/5/2012 Daoud's GPS system broke.

7894220Q Brother can u come back here my gpsisnt working!!!

9/5/12 15:10:04

78943380 5 min brother. U can follow me

9/5/2012 15:11:46

[UCE]

By the time it was 9/12/12 and 9/13/12 Daoud's GPS was ~~stick~~ still broken.

"adel david: and right now i dnt have a gps so... 2:41pm

piece of dog poo i swear itstopped working for no reason 2:49pm

MDFR: that i^s ok. we can meet at the masjid and i will drive

it to vi^sit them. I can drive you back to the masjid 2:50pm"

[See UCE skype text chat, 9/12/12, UC 9-12 Skype, government exhibit print out]

"UCE: You think it would be easier if you just follow me to maybe not the Walmart maybe it's too far. maybe like to uh, to a parking lot close by?

Daoud: But I don't have a GPS to get back to the car

UCE: No I'll drive you back though

[See UCE audio transcript, 9/13/12 print out , pg. 35 LN 11-19]

"UCE: No, no, what we're gonna do is tomorrow I will pick you up, in that car, from the Masjid. You can drive your car, follow me the Walmart parking lot. We can park it there. You can leave your car there. You can jump in my car

[See UCE audio transcript, 9/13/12 print out, pg. 33 LN 3-9]

What would happen if Daoud didn't pu^{sh} the button? Daoud didn't bring hi^s phone when UCE drove him downtown Chicago. Now what?

[See UCE audio transcript, 9/14/12 printout, pg.6]

Thi^s scenario was under "contingencies" for the FBI's plan ^{for} ~~on~~ 9/14/12. The third contingency was that if Daoud didn't pu^{sh} the button, UCE would "abandon Daoud" and take the bomb car "to

a predetermined destination" and claim Daoud was "a spy."

[See FBI report 302_002-000097.pdf, 9/7/12]

Downtown Chicago, 30 minutes away from home, he was no idea where he is. How would Daoud go home?

The 3 priorities

About the 8/6/12 meeting UCE testified,

"Q In your meeting did he tell you any requirements that he would for a target was chosen?

A Yes. He suggested three priorities for Mr. Daoud. One was that they were able to successfully get away. Two, to inflict mass casualties, as many people as possible. And three, to ensure that the people understood this was done by Muslim extremists, and that it made international news."

[See UCE's testimony, 2019 Sentencing transcripts, pg. 311, "Mudafar" direct by Ardham]

These "3 priorities" were actually used by UCE to entrap Daoud. UCE promises Daoud over and over they'll get away, and that the attack would be successful. In all actuality, these were some of the main reasons why Daoud was never going to do a bombing to begin with. He wasn't going to do a terrorist ^{attack} with a bomb, or otherwise, because he didn't want to go to prison before he could go to the Islamic University of Madinah. He also worried for his parents if he went to jail. Even if he wouldn't get caught as UCE promised, there would be no point in killing 3-12 people or even hundreds of people if people didn't know who did it or why. The purpose of these attacks is to tell America to stop bombing Muslim people in other countries. Daoud agreed with this noble cause and its supporters, but he didn't want to go to prison and not accomplish the goal which was to protect other people. He felt he could better accomplish this goal by doing what he was already doing for years before he discovered the modern Mujahideen,

which was to further his education in Islam. He saw everyone including scholars being scared to preach Islam properly on what the Religion says about the just war God named Jihad, and other controversial issues. People are scared to openly disagree with the Government about these things. Daoud grew a love for reading books and being outspoken even if what he said was against status quo, popular opinion, or government interests. He cannot become a scholar though if he starts bombing people.

I promise you #1: We will not get caught

"Evidence ss 980 - entrapment - predisposition

5. With respect to the defense of entrapment, evidence of a predisposition to do what was once lawful, is not, by itself, sufficient to show a predisposition to do what is now illegal, because there is a common understanding that most people obey the law even when they disapprove of it

Annotation: p.703, infra"

[see Supreme court, Keith Jacobson vs. United states 503 US 540, 118 L Ed 2d 174, 112 SCT 1535]

In this case which was found to be entrapment as a matter of law, Jacobson's "Bogus Penpal" promised him, "[W]e have devised a method of getting these to you without prying eyes of U.S. Customs seizing your [503 US 547] mail..."

Jacobson bought child porn when it was legal. When it was illegal he didn't buy more, until the government induced him. One way they did that was making the above promise.

So even if somehow Daoud used WMDs legally it wouldn't be enough to prove predisposition because generally people obey the laws here even if they disagree with them. What about this case, where Daoud never even made or attempted to

if they disagree with them. What about this case, where Daoud ~~now~~ never even made a bomb before, try to make a bomb before, let alone attempt to use one?

Clicket or Ticket. If you can't do the time don't do the crime. Are these moral considerations? Why didn't the police just say: "Be a good citizen, yeah! Because this is a lot less effective than practical considerations. If the threat of prison time works on a person, who are the police to whisper in your ear: Do it! - you won't go to prison-? Is that fair? The UCE thought so. "Daoud: See that's the thing I always think I wanna go overseas, I wanna go overseas. But I wanna do something here at the same time, bec--

UCE: Before we leave, yes!

Daoud : ...Right

UCE: cause I want the to...

Daoud: but i don't wanna be so open that they take me before I can go alright (laughing)

[See UCE audio transcripts, UC_004 PART 4.pdf, pg 107 LN 31-45, 7/17/12, first meeting]

UCE: you you and I will do it together. So we're not going to get caught

Daoud: So, you know

UCE: I , I swear

Daoud: ... how not to get caught?

[See UCE audio transcripts, at Id, pg. 197, 8/6/12 second meeting]

"UCE: I don't want your parents to suffer and I want you because you're a good [Muslim] brother and you believe. I want for many years... not just one suicide attack and that's it

[See UCE audio transcripts, at Id, pg. 201-206, 8/6/12]

"UCE: I promise you one, we're not gonna get caught

Daoud: Insha Allah

UCE: and we're not gonna be nowhere near the bomb. No one's gonna be able to uh, connect it to us

Daoud: right

UCE: No one's gonna know

[See UCE audio transcripts, at Id, pg. 453 LN 3-14, 9/5/12, 4th meeting]

UCE not only promised Daoud he wouldn't go to jail but he promised no consequences whatsoever. Daoud didn't have to do anything besides take pictures of the bar from the outside, hardly better than a Google-Street photo^d and show up at the Masjid for UCE to take him downtown and push the button.

It's crazy how UCE mentions suicide bombing. Mind you, Daoud supported suicide bombing as a legitimate Islamic war strategy. So why didn't he agree when UCE tried to recruit him to be a suicide bomber?

"UCE: I know. It's explosives obviously you smell all that. You can tell usually before they go they have this peace. You know cuz we always we'll recording

Daoud: Yeah

UCE: You know so, it's just and to have this peace. It's almost as if you can see ~~that~~^{that} they're going... [to paradise]

Daoud: Really, you feel peaceful?

UCE: Yes, it's kinda...

Daoud: (laughs)

UCE: But people would think that like they would get nervous.

Daoud: I would, yeah!

UCE: But they don't They have this peace and you talk to 'em. You almost feel like you, they're already in heaven. Their soul is already in heaven, just a body's gonna be... that's how calm they are"

[See UCE audio transcripts, at Id, page, 175, 8/6/12]

Daoud didn't agree to a suicide attack because, among other reasons, he still had plans to go to school. And I don't think his parents would like that. When Daoud wouldn't agree to a suicide mission, UCE just adjusted the plan to where Daoud would agree. He did not want Daoud to walk away.

Before moving on, look at this post Daoud put on dinhaqq.info, a pro Jihad forum,

"I know but i could also go to jail for using the software and they gave tips not to get in trouble but i don't feel confident at the moment that i will use the software and keep them from knowing..."

[See post on Dca_001-000090.pdf]

The software here is called "Asrar al Mujahideen" and this was something Daoud read from Inspire Magazine. It's a software that they recommended to send the mujahideen encrypted messages! But they warn that you may be arrested for having it on your computer, and tips to avoid detection,

"Before we start talking about that, it is important to note ^{that} ~~that~~ getting caught from the intelligence services for using this program will most likely end you up in prison."

[See INSPIRE issue 2, pg. 58 out of 74]

So if Daoud wouldn't download a software from Inspire magazine

out of fear of jail, it's hard to imagine he'd make a bomb.

Max Casualties and International News

"The government did not induce the defendant to try to kill hundreds of people in a terrorist attack. It did not persuade, threaten, or harass the defendant. Nor did it offer him any reward or appeal to his humanistic side to induce him to commit the attack."

[See Government Sentencing Memorandum, Doc #329 Filed 4/26/19 page 16 of 60, PageID #: 2987]

For a reward or enticement to be "humanistic" or even moral is not a condition of inducement.

"The preinvestigation evidence - the Bare Boys magazines - merely indicates a generic inclination to act within a broad range, not all of which is criminal."

[See Keith Jacobson vs. United States 503 US 540, 118 L Ed 2d 174, 112 SCT 1535, pg. 7 under syllabus]

And this is a case where the magazines themselves are the crime - child pornography - that's not predisposition in a case for child pornography - but reading Inspire Magazine, which is totally legal, is proof for Daoud's predisposition for these charges, according to the U.S. government.

"(b) the strong arguable inference is that, by waiving the banner of individual rights and disparaging the legitimacy and constitutionality of efforts to restrict the availability of sexually explicit materials, the government not only excited the accused interest in sexually explicit materials banned by law, but also exerted substantial pressure on the accused to obtain and read such materials as a part of a fight against censorship

and the infringement of individual rights."

[See Id, pg.4]

Supporting Al Qaeda, Bin Laden, Awlaki, or Just Jihad is too broad inclination. One book used against Daoud is entitled 44 Ways to Support Jihad by Shaykh Anwar al Awlaki, may Allah have mercy on him. Many of these things are legal, including learning Arabic and making Islamic songs (nasheeds). These are the 44 ways:

1. Having the right intention
2. Praying to Allah to award you with martyrdom
3. Jihad with your wealth
4. Fundraising for the mujahideen
5. Finanacing a Mujahid
6. Taking care of the family of a Mujahid
7. Sponsoring the family of a Shaheed (Martyr)
8. Sponsoring the families of the prisoners of war
9. Paying your Zakah to the mujahideen ^{yearly charity}
10. Contributing to the materials needs of the mujahideen
11. Providing Moral support and encouragement for the mujahideen
12. Defending the mujahideen and standing up for them
13. Fighting the lies of the Western Media
14. Exposing the Hypocrites
15. Encouraging others to fight Jihad
16. Protecting the mujahideen and preserving their secrets
17. Praying for the Mujahideen
18. Following the news of Jihad and spreading it
19. Spreading the writing-s of the mujahideen and their Scholars ^{Religious verdicts}
20. the issuance of Fatwas supporting the mujahideen

21. Providing the scholars and Imams with information and news about the mujahideen
- ~~21. Providing the scholars and Imams with information and news about the mujahideen~~
22. Physical fitness
23. Arms training
24. First aid training
25. Learning the fiqh of Jihad [Islamic jurisprudence] of Jihad
26. Protecting the Mujahideen and supporting them
27. Developing the Aqeedah of Walaa and Baraa [Islamic concept of Loyalty and Disavowal - Loyalty to Allah, His Messenger, and the believers, disavowal from Satan, disbelief, and disbelievers]
28. Fulfilling our responsibilities toward the Muslim POWs
29. WWW Jihad [supporting Jihad online]
30. Raising our children on the love of Jihad and the mujahideen
31. Avoiding a life of luxury
32. Learning skills that would benefit the mujahideen
33. Joining groups that work for jihad
34. Spiritual preparation
35. Guiding others to the scholars of truth
36. Preparing Hijrah [to migrate where you can better practice Islam]
37. Giving Naseehah [sincere advice] to the mujahideen
- "the mujahideen make mistakes and have shortcomings and need to be given naseehah"
38. Studying the Hadiths of fitan [lit. trials i.e. of the End of times]
39. Exposing Pharaoh and his magicians

40. Nasheeds [Islamic songs]
 41. Boycotting the economy of the enemy
 42. Learning Arabic
 43. Translating Jihad literature into other languages
 44. Teaching others about the characteristics of al Taifah al Mansoorah [lit. The saved sect, or the Victorious Group]
- "The Messenger of Allah [saaws] says: A group of my ummah [nation] would continue fighting, obeying the command of Allah, defeating their enemies and they would not be harmed by those who are against them until the hour starts (the Day of Judgment)" (Related by al Hakim and he stated that the hadith is authentic)"

Another illustration of the kind of stuff that's used against Daoud for this plot is The book of Jihad. A book written before America even existed. Awlaki had a commentary also used as evidence, on the same book. His summary does the book justice,

"Dear brothers, this is a Islamic study course. And we'll be studying a classical book. This book was written by Ibn Nuhaas in the 9th hijri century. So that's the 14th century, in the Gregorian calander. So it's an old book. It would be therefore 600 years old. That's when the book was written. Now the book is exclusively on the topic of Jihad. Why are we talking about such a topic? Number one because this is an interval part of Fiqh [Islamic jurisprudence]. Open any book of fiqh, you'll find Kitab al Jihad. So it's part of fiqh. And it's a very important part. However because of the circumstances today it has become a very obscure issue. The issue of Jihad has accumulated

many misinterpretations, many confusions so even though it's such an important principle but it's not clear in the minds of everyone. When I say everyone I mean Muslims. And that's why we want to go study an old book rather than a new one. Because with the Salaf, the old Muslims, most likely they would have it right. Unlike al -khalaf (new generations of Muslims] who amongst them you will find an accumulation of different influences. Now I want to state in the beginning and make it very clear, that our study of this book is not an extortation or an invitation to violence or promotion of violence against an individual or Society or State this is a purely an academic study. We're studying a book that is 600 years old. Written by one of the ulema (scholars) of As-Salaf (early Muslims). So that is the extent of what we're doing -a purely academic study of an old traditional book.

The book itself is written in the way that was followed by our old scholars, and that is the chapter would start with Ayatul Quran (verses of the Quran) related to the topic, and then it would go on to mention the ahadith (narrations) of Rasuallah, sallahu alayhi wa sallam (the Messenger of Allah, may Allah bless him and grant him peace) and then he may quote some of the statement -s of the scholars. So the comments of Ibn Nuhaas himself (author/compiler) in his book are very few and far in between. However whenever he does make a comment and SubhanAllah (Glory to Allah) his comments are very concise and to the point"

[See Shaykh Awlaki's commentary on Mashaari... aka the Book of Jihad, 2959659.mp3, 1:01-4:32]

Even ~~when they use~~ Inspire Magazines that Daoud had against him is stretching it. 5 out of the 9 issues do not have bomb

instructions [see INSPIRE issues 3, 4, 7, & 8] & some of those issues don't even have the "open source Jihad section"

on how to do any violence [see INSPIRE issues 3 and 7]. Inspire has all kinds of Islamic articles and they are well written. Take this section from the first issue about stopping Global Warming: " This is a message to the whole world about those who cause climate change and its dangers - intentionally and unintentionally - and what we must do."

[See INSPIRE 1.pdf "The way to save the Earth" by SHaykh Usamah bin Laden, may Allah have mercy on him]

The Cause of Allah is described like this by Shaykh Anwar, may Allah have mercy on him,

"The image which we should be trying to convey to America is: 'America, if you attack us, we will attack you, if you kill some of us, we will kill some of you'"

[See Anwar al Awlaki Al Malahem Interview [FULL] at 14:22-14:37]

Another ^{example} ~~sample~~ of this interview :

"My message to the Muslims in general and to those in the Arabian Peninsula in particular is that we must all participate in this Jihad against America. Today, it is America who is leading the international Crusade against the Muslims. America today is the Pharaoh of the past. We must all take part. We have a glimmer of hope in this small handful of Mujahideen in Afghanistan, in Iraq, and in Somalia, who managed to bring the U.S. army to its knees. Due to this Jihad, the U.S. economy is reeling today. If this small handful of Mujahideen have managed to defeat America imagine what would happen if the entire Ummah [Muslim nation] rose up? America cannot confront the entire Ummah. America is too weak to do this. America's plots are weak, weaker than a

spider's web. America cannot confront this Ummah. All we must do is take part with our brother Mujahideen and support them orally physically and financially as much as we can. This is the obligation upon us today. America seeks to put an end to Islam and Muslims, but Allah will protect His Religion and He will defeat America with these Mujahideen. We ask Allah Almighty to give us a share in this reward."

[See Id, 43:22 - 44:58]

"Host: We start this interview ~~on~~^{on} the topic of the huge American and generally Western Media hype about you, accusing you of being involved in 14 cases in America, Canada, and the UK. What is the truth about these claims, which the media is spreading and what is the cause of this campaign against you?

Shaykh Awlaki: The reason behind this campaign is that I am a Muslim who calls to Islam. The accusation is that of incitement: that I incited Nidal Hasan [may Allah free him], and then Umar Farooq [may Allah free him], and now these other things which you mentioned. The common denominator of them all is that I incited them. Incited them to do what? Incited them towards Jihad, incited them to the Islam which Allah Almighty revealed in His Quran and the Sunnah of His Prophet. [May Allah bless him and grant him peace]. This is the accusation. America today does not want an Islam which calls to Jihad, which calls to the governance of Islamic Law or which calls to Wala and Bara [Alliance and Disavowal]. It does not want these aspects of Islam to be mentioned or propagated. Rather it wants an American Islam, a liberal , democratic, peaceful, and civil Islam as they stated and propagated in some reports such as the one published by Rand. Today we ~~have~~^{have}

have a Fiqh [here, understanding of Islam] of pride and demand for justice, and we also have a fiqh of humiliation and a culture of subjugation. A well known official in the CIA said if a Mullah [Shaykh] Umar stands up against us - we will bring out a Mullah Bradley... it's an American name. In [other] words he said if you have your truthful scholars, we also have ours, but they are fake."

[See Awlaki, at Id, 2:36-4:25]

These are summaries that the Shaykh himself made in a 45 minute interview which is used against Daoud because he watched and uploaded it on his Youtube Channel "MajahidNIGGA." It has a great appeal , reasonably to any Muslim. Awlaki is talking about defending Muslims who are being slaughtered unjustifiably by America, and others like them who feel they can do whatever they wish to people because they are foreigners. He talks about all kinds of support. You can speak out against America. What's wrong with that? Even if you are too scared or you're unable to directly participate in the Struggle, you can support the Mujahideen with your prayer, you can support them with your speech. Why does the government have to be right about everything? They are not right. I think those terrorists are really on something. I support them. Why can't I say that? Like Judge Coleman said: If I read the magazine, am I guilty? This is crazy. Think about your religion. You don't like my religion. but it's ok, you can hate me and tell me so it's your right. I respect that. But just think about it do you want the FBI or CIA standing next to you to interpret the Bible? Do you think as a Muslim, I appreciate that the Government wants to interpret Islam for me? That they want to sit next to me while

I read my holy texts, and say: no no no. you can't read that that's against us. Make an interpretation, a new and false interpretation that sounds real, about why this part of your religion isn't really against us. And I say : NO actually according to the scriptures and how they are meant to be interpreted your enemies are really following true Islam. Then they lock you up. What right does the American NONMuslim, Infidel, Nonbelieving government, which claims to be secular, what right do they have to interpret ~~by~~ my beliefs? Why can't you take your Shahada , become Muslim and understand and propagate Islam that's not apologetic, humiliating, but rather propagate your beliefs with pride, dignity, and against Government agendas? In this interview and other speeches Awlaki talks about this a lot. Like, "Battle of the Hearts and Minds" he talks about Rand Coporation - a think tank that works for the government openly spelling out how they want to change Islam, and that if the Muslims don't change their religion, we will force them to. This is a real issue, and it doesn't matter if you don't like Islam or terrorists ~~or not~~. The same idea can be applied to any belief system. Right now it's easy to make these cases, pass these laws, because right now, we are talking about Daoud, terrorists, and evil anti America towel heads. BUT the concept can be applied to anyone.

Awlaki, may Allah have mercy on him, was a scholar of Islam, and it's hard to knock what he says because he always has the book in his hand when speaking. American President barack obama, ordered his assination with a drone strike. The American government sent another drone strike and killed, murdered his 15 year son, and shortly after that killed his baby daughter, and they were

American citizens. Struck down one by one. I have to agree with this? I don't. ^{And neither does Daoud} Why can't I say that? Awlaki is ^{or} called a terrorist and an extremist today, but in 100 years he might ^{by all Muslims} have campaigned as a champion of Islam ^{his Religion} and even free speech and religion because he died preaching ~~Islam~~. Martin Luther King Jr. was ~~called~~ condemned, put in jail, and murdered, and people were calling him an Extremist. Today he has a national holiday. "Never trade freedom for security," Ronald Reagan.

Like most Muslims, Daoud also hated America's "Foreign Policy" against his people. He would also watch a ton of videos of this. The whole beginning of the "State of the Ummah" by Al Qaeda shows Americans, ²zionists, Russians, Serbs, etc slaughter and abuse Muslim people. Daoud on his channel had films on Chechnya, for instance, which aren't even fighting America, but Russia. On American policies, take this clip for example,

"I begged and cried but he held my mouth ^{because} ~~because~~ of the group with him and then a man came and said to them: are you finished? and then he raped me too. And then the 2 star officer put his hands on my breast and said: hey, you have a nice breast. I said: I can't, and he put me in a small room with a machine gun and then the 2 star officer came and told her leave her to me."

[See Daoud's Youtube history, BB_001-0002858.flv - Iraqi's woman's interview about her experience dealing with the U.S. military] Started from 1:56 of the video, continued is part of a speech of an ex-U.S soldier,

" I asked my buddies, well you know we're here to find weapons of Mass Destruction and they laughed at me. And I said well, you know, we're here to help the people, and they laughed at

me, and so people talk about these people killing American soldiers in Iraq- they're terrorists! They're not terrorists. They're wearing sandals. And they got an AK, and they got 14 year old boys building bombs to kill these American soldiers because we've killed their family. I was ordered to kill those people."

[See video at Id]

The Government has the audacity to use Nasheeds - Islamic songs, to prove that Daoud was planning the bomb plot they came up with. A good illustration is the "terrorist nasheed" translated here's some of it's lyrics:

I am a terrorist

I look at the hills of hittin [*during the crusades* Where Salahuddin saved JeruSalem]

I am a terrorist

I terrorize the enemies of the Deen [Islam, the Religion]

BY sword, by fire

We repel the plots of the Evil doers

And Allah, the Vanquisher

Gives Victory to the Righteous forces

They [our enemies] killed and committed treachery and oppression and explosions

So today woe, woe to the aggressors"

It starts with a short speech by SHaykh Abdullah Azzam, may ^{as a Martyr} Allah accept him and have mercy on him, quoting the Quran surah 8 verse 60: Prepare what you can against them from power, and from steeds of war, in order to terrorize the enemies of Allah and your enemy" The Russians invaded Afghanistan and called the Muslims who resisted "terrorists." How can the U.S government use his speeches against Daoud, when they claimed to have helped

the Muslims win that war? Shaykh Abdullah Azzam, may Allah have mercy on him, said: the Russians are right! We are Terrorists! I found it, it's in the Quran! Daoud used "terrorist" and identified himself as a terrorist, but not because he's going to bomb something or do a terrorist attack. Terrorism, as in terrorist attacks, is something that Muslims use, and he supported. But Calling yourself a terrorist, the way Daoud did, is just to say you believe in terrorism against aggressors to defend Justice. An Islamic terrorist is someone who terrorizes the enemies of Islam in a way that would please God.

An example of this , as far as what he believed in , can be found in this chat he had with UCE on skype,
"adel david: dey take our lands, steal from us. mutilate our children rape our women imprison and torture w THE EVILEST METHODS to our soliders and all in the name of Shaytaan [satan] dajjal [the anti-Christ, Jesus, may Allah bless him and grant him peace, is our Messiah too] and Taghoot [other tyrants and false gods] and den tell us we cannot fight we can't do anything we have to be a good citizen, etc 11:12pm

COMPLETELY INSANE and shayookh [islamic scholars, shaykhs] are backing dem up 11:13pm

What are we supposed to do, just watch 11:13pm
watch 11:13pm

You either have to be in peace w us (like pay jizya, or have agreement) ur one of us, or we fight you! 11:16pm

MDFR [UCE] yes this is the agreement that our sheikh should talk about not passports 11:17pm

passport is a way to control you 11:17pm

adel david: Allah says in the Quran if we didn't have you put in check all those peoples of the earth there will be corruption in the earth. SUBHANALLAH [Glory to Allah] LOOK HOW TRUE THESE WORDS ARE

MDFR [UCE] yes das a real agreement i don't care what my passport says 11:18pm

[See UCE skype chat at UC8-19 SKYPE_001.pdf, pg. 21-22]

The only time Daoud hesitated for a moral reason was when a shaykh [Amir Saeed] told him among other things, that his passport served a treaty not to hurt Americans -

He said it would be sinful. 8/14 , FBI already ordered the car for the car bomb. Look earlier in this discussion,
"adel david: like do you know anyone who studied for maybe 11 years or more? 10:04pm

...

MDFR [UCE] yes I know my sheikh knows them 10:04pm

[See UCE skype chat, at Id, pg. 10]

He asked multiple times,

"adel david: but can you get a sheikh who studied just as much or longer dan the sheikh who talked to u⁴ telling u⁴ the real fatwah [religious verdict]? 10:18pm

or me the real fatwah 10:18pm

MDFR: our sheik usam bin laden gave his fatwah and he knowsmore about jihad than any sheikh in america 10:19pm

my sheikh studied more than 11 years and he has seen what jihad is and how the kufars fight 10:20pm

[See UCE Skype chat, at Id, pg. 12]

And before UCE induced him, this situation caused Daoud to hesitate,

See -



الاصدار العربي بلغة الناسخ



موسم الحج والاعمال في ندم



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[Edit Signature](#)
[Edit Email & Password](#)
[Edit Options](#)
[Edit Account Link](#)
[Private Messages](#)
[List Messages](#)
[Send New Message](#)
[Track Messages](#)
[Edit Folder](#)
[Subscribed Threads](#)
[List Subscriptions](#)
[Edit Folder](#)

Private Message: Salamu Alikom: Ramadan Karim
Recipients: AbdulHaqq — DAUDD
 2 Days Ago
Sagor Al-Islam — FBI Agent OCE TWO
 Junior Member
 Join Date: Jan 2012
 Posts: 3
 Thanked 18 Times in 3 Posts

Salamu Alikom: Ramadan Karim
 Brother, Aadel, this is your brother Iyad, insha'Allah you are doing well. Is everything ok with you. you mentioned that you are worried about your security! khair insha'Allah what is going on with u, brother? let me kno.
 FI aman Allah
 your brother Iyad.

Quick Reply
 Message:
 kno.
 FI aman Allah
 your brother Iyad. [/QUOTE]

GOVERNMENT
EXHIBIT

OCE TWO DH 3

- Profile Privacy
- Edit Profile Picture
- Networking
- Contacts & Friends
- Settings & Options
- Edit Avatar
- Edit Signature
- Edit Email & Password
- Edit Options
- Edit Joiner List
- Private Messages ▾
- List Messages
- Send New Message
- Track Messages
- Edit Folders
- Subscribed Threads ▾
- List Subscriptions
- Edit Folders

19 Hours Ago

Sagr Al-Islam

Junior Member

Join Date: Jun 2012
Posts: 3
JazakAllah: 6
Thanked 10 Times in 3 Posts

Re: Salamu Alikum; Ramadan Kareem

Quote:

Originally Posted by **AbduLHaQQ**
Asalamu alaykum

yes, recently i have been doing itekaf. ima make this message short insha'Allah, and i have talked to a few people about jihad and now people here are concerned, and i think there were a few spies here too. they said one or more people want to call homeland security on me. pray for my protection please.

masha'Allah though i am very happy for you. you sound excited. i Hope i get to experience what you have in terms of fighting training etc. may Allah give your family patience

wa alikum alsalam, brother Adel,
May Allah SWT accept your siam and 'itikaf in this holy month of Ramadan. I'm very excited for you to think of jihad as it is a major pillar of our deen especially in this holy month of Ramadan. As for spies, they are everywhere indeed. just be careful who u talk to. I've seen your youtube channel and your messages in youtube and I found that there's nothing to worry about as far as jihad. everybody is talking about jihad in the open, so don't really stress yourself much plus u have some margins of freedom there, I mean in america. brother, what is homeland security? is it like our mabahith in the Arabia? if you intend to do something for the cause, you can consult your brother here because we have our experienced mashaykh and they can guide you to do it safely. be brave, brother and remember that this dunia is only a temporary place for us as Muslims. our ummah has been humiliated on the hands of the americans and still is. keep in touch and consult me about your plans. you need to trust the brothers who you talk too and make sure they have the same iman about jihad that you have. I think this forum is more safe than youtube to communicate. As you know, brother I have put my life on the line for jihad, and while writing to you I have my Ak 47 on my shoulder. our group is yet still in the back lines but we've done a lot so far. we are protecting women and children passing into Turkey. pray for our safety. we are going to move to Idlib suburbs soon where the real fighting is taking place. I'm excited for you brother that you r thinking of jihad. May Allah protect you and save you and blind the eyes of the infidel enemies from seeing you. Ramadan kareem insha'Allah.
Fi aman Allah
Your brother Iyad

Quick Reply

Message:

message short insha'Allah, and i have talked to a few people about jihad and now people here are concerned, and i think there were a few spies here too. they said one or more people want to call homeland security on me. pray for my protection please.



User Control Panel > Private Messages > Inbox
 Re: Salamu Alikom; Ramadan Karim

TO FBI

Welcome, Saqr Al-Islam
 You last visited: 37 Minutes Ago at 04:24 PM
 Private Messages: Unread 0, Total 4

User CP New Posts Search Quick Links Log Out

Your Control Panel

- Your Profile**
 - Edit Your Details
 - Profile Privacy
 - Edit Profile Picture
- Networking**
 - Contacts & Friends
- Settings & Options**
 - Edit Avatar
 - Edit Signature
 - Edit Email & Password
 - Edit Options
 - Edit Ignore List
- Private Messages**
 - List Messages
 - Send New Message
 - Track Messages
 - Edit Folders
- Subscribed Threads**
 - List Subscriptions
 - Edit Folders

Private Message: Re: Salamu Alikom; Ramadan Karim

5 Hours Ago

AbdulHaQQ Member

Re: Salamu Alikom; Ramadan Karim

Asalamu alaykum

your messages mean so much to me. Jazak Allahu khair. Ramadan kareem, that's so awesome man masha'Allah i hope Allah lessens your fears, and that you have a lot of fun killing the enemies of Allah and saving the Muslims from them. I talk a lot so people overheard me you know what im saying? homeland security is like a government service that makes sure the place is secure and it can basically send me to prison or something Allah alim. I'll pray for your safety insha'Allah. Yes I have someone that can help me do work here but now I don't think I can for now because I think now im on the homeland list or at least now in people's watch more than before so maybe I should stay low. may Allah accept your slam and your prayers and your jihad too

Ameen may the Infidels and apostates (like spies) have blind eyes seeing me.

your brother aadel

btw, one brother here even got a shaykh to change my views. So do you know any shayookh with you that can answer my questions? i would like to talk to shaykh that isn't censored by the U.s government or any government. Jazak Allahu khair

Forward Reply

Quick Reply

Message:

Allah lessens your tears, and that you have a lot of fun killing the enemies of Allah and saving the Muslims from them. I talk a lot so people overheard me you know what im saying? homeland security is like a government service that makes sure the place is secure and it can basically send me to

That was Daoud telling FBI's OCE "Iyad" that he wasn't going to do the plan anymore out of fear of getting arrested. OCE "Iyad" and UCE "Mudafar" do nothing but egg him on. "Iyad" offered him a fatwah on these things in June and Daoud asked him again for the Fatwah which he never gave.

The writer doesn't agree with the U.S government giving any fatwah. But one thing they are not supposed to do, legally , they are not supposed to provoke him or incite him for the plot they created. BY 11pm Daoud agrees with the agent in the skype chat, who kept adding fuel to the fire, which were Daoud's anger over legit greviances.

"UCE: It's gonna be big news. I promise you , brother"

[See UCE Audio transcripts, at UC_004 PART 4.pdf, pg. 452 43-44, 9/5/12]

Daoud: Okay, so how many people?

UCE: It's not gonna be 5 or 12. It's gonna be maybe

Daoud: Insha Allah

[if Allah wills]

UCE: ... hundreds of people

[See UCE audio transcripts, at Id , pg. 464 LN 36-41]

"UCE: It'll be on a Friday night with hundreds of people there... and then when you push this button..

[See UCE audio transcripts, at Id, pg. 571 LN 34-41, 9/13/12]

"UCE: (laughs) You know we're gonna kill a hundred people

Daoud: At least 100 people

UCE: At least, yeah, that's like at least a 100 people and we're gonna injure a lot more

[See UCE audio transcripts, at Id, pg. 573 LN 5-12, 9/13/12]

"UCE:... hundreds of people, insha Allah are gonna be dead. All these kuffar~~s~~ are gonna be crying, and it's gonna be like

Daoud: yeah

UCE:... it's gonna be like 9/11. Like the the craziness you ~~s~~aw on 9/11 on TV...

[See UCE audio transcripts, at Id, pg. 579 LN 27-35]

"UCE: They will finally remember. They will ~~s~~uffer the way we have suffered."

[See UCE audio transcripts, at Id pg. 592 LN 8-9]

"UCE: yeah but it's gonna be destroyed and all those people are gonna die

Daoud: How many people do you think are here?

UCE: Oh, in there, insidethe restraunt, and the building at least 200 people brother"

[See UCE audio transcripts, at Id, 9/14/12, pg. 657 LN 38-45]

"UCE: In a few months there's gonna be good news. Insha Allah we're gonna defeat the Americans and they're gonna come home... [from Afghani~~s~~tan]"

[See UCE audio transcripts, from Id, pg. 357 LN 42-45, 8/23/12]

Why do you think the bomb was 1000 pounds? It wasn't Daoud's idea.

"Q Okay. In this case the ultimate inert bomb that was constructed was a thou~~s~~and pound car bomb, i~~s~~ that right?

A That is correct

Q Why that -- why was that the bomb that was created?

A Partly because that is essentially the mo~~s~~t amount of supplies we can put in a vehicle. And you couldn't fit much more than that. But ~~a~~l~~s~~o I wanted Mr. Daoud to understand how devastating

this bomb would be...

And I expressed to him in several instances the number of bodies the number of dead people, the destruction, the building that would be destroyed so he could ^{visualize} ~~vitalize~~ and understand that this will be a devastating explosion. That there will be... people will be killed, and again, with the possibility that he would then take that information, comprehend it, process it, and walk away...

[See UCE's testimony, 2019 Sentencing transcripts, "Mudafar" direct by Ardam, pg. 352 LN 8-25]

You picked the biggest possible bomb, why?

"Q Well why didn't you just tell him that it wasn't proper under Islamic Law or under the hadiths or under anything else?

A Because... everyone of those people who did not agree with Mr. Daoud and his his interpretation of violent Jihad his response was ^{that} ~~that~~ they are wrong. I am right. I am no longer going to listen to them.

So if I were to say the same thing, ^{that} ~~that~~ my sheikh and I do not agree with his interpretation of violent Jihad, he would then turn away"

[See UCE's testimony, 2019 Sentencing transcripts, "Mudafar" cross by Durkin, pg. 377]

"A .. Since he didn't express to me any specific operational plans, but just in general his ^{contemplate} ~~contemplate~~ views on Al-Qaeda and Jihad I wanted him to ~~contemplate~~ if he wants to do anything in regards to helping the brothers, and I didn't want him to feel any pressure from me or anybody else. So I asked him to think about it on his own during the month of Ramadan, if he wants to help the

brother~~4~~ in any way"

[See UCE's testimony, 2019 Sentencing transcripts, pg. 281 LN 25, pg. 282 LN 1-7]

So in other words, he didn't have a plan, and you wanted him to make one.

"Q Did the meeting continue?

A yes, the meeting continued

Q Why

A He wanted to keep discussing his views about religion or Al Qaeda
~~QEDA~~. He just wanted to discuss his views on these topics further

[See UCE's testimony, 2019 Sentencing :Transcripts, "Mudafar" direct by Ardham, pg. 282 LN 11-16]

What UCE meant to say about this first meeting was - Daoud just wanted to tell me his plan to use a suicide car bomb before traveling overseas. I'm sorry, a FLYING SUICIDE car bomb.

Consider this idea,

"A... And he can spend time alone, on his own accord, write anything down that he wishes so there's no pressure from me."

[See UCE's testimony, 2019 Sentencing transcripts, pg. 382, "Mudafar" cross by Durkin]

UCE wanted Daoud to be alone to write plans, and alone to take ~~photos~~^{PHOTOS}, in order not to pressure him, BUT not during the operation.

Why not? It's a fake bomb. UCE instead, remained with Daoud till the moment of his arrest. Daoud and UCE held the remote at the same time when Daoud pushed the button. If that was a real bomb it would have already exploded while UCE was ^{still} ~~also~~ holding the detonator. Then UCE let go of the remote and said to Daoud, "Push the button again brother." [See Affidavit]. Take the UCE's logic:

Let him write alone so we don't pressure him. Let him take photos alone so we don't pressure him. Let him do the operation alone so we don't pressure him. But Daoud didn't do the operation alone. So: Don't let him do the operation alone so we can pressure him.

Part 3: the Criminal Design

~~about the notes and photos and apply it to the bombing. UCF pressured~~
~~It was their plan all along Daoud. That's inducement, not predisposition.~~

The 7th Circuit court of Appeals said FISA has no age limit,
so let's do this:

a. Daoud's life

September 1993 He's born with a Palestinian father, and Egyptian
mother

1999 6 year⁵ old. Plays video games. Loves Mortal Kombat. Attends
public school

2001 7 year⁵ old. Doesn't understand 9/11. First attempt to fast
Ramadan. Gets low grades. Goes to summer school

2003 9 years old. Parents give him Quran translation. Doesn't
comprehend much

2004 10 years old. First time he finish⁵ed Quran translation.
Comprehension still low. Starts praying 5 times a day. Attends
Mu⁵lim Sunday school. Becomes addicted to Nintendo and Playstation.
Loves Cartoons [#1 the Simpsons]. Loves America. Goes to Egypt
first time. Pyramids suck. Age of Di⁵cernment [women are interesting]

2005 11 years old. Can't find Palestine on map in school. Learn
why. Hate Israel.

2006 12 year⁵ old. Loves South Park [watches more cartoons].
Hates America whenever realized they're killing Mu⁵lims people.
Di⁵agrees with 9/11 but understands motive. Attends Mu⁵lim Saturday
school

2007 13 year⁵ old. Fir⁵st listen to Awlaki Cds: "the Hereafter"
and "Lives of the Prophets" series. Awlaki is still popular and
considered a mainstream and moderate Mu⁵lim preacher. Daoud had
intentions on becoming a defense attorney. Older brother can't

end addiction to drugs. Last year Daoud attends public school.

The discovery starts with 7th grade report card

2008 13-14 years old. Attends Islamic Foundation School (IFS)

full time. School under Surveillance. 8th grade. First makes

posts on his Youtube account "Adelown"

2010 16 year~~s~~ old. Downloaded all Islamic lectures from kalamullah.com

onto an ipod. Exceeds 2000 mp3 files. Includes all Awlaki lectures.

Likes mu~~s~~ic for the first time [starting with Michael Jackson,

started getting into Heavy Metal]. Reads life of the Prophet

Muhammad for the fir~~s~~t time, may Allah bless him and grant him

peace. Inspires him to read more about history and religion. Reads

the Bible and the Gl~~i~~ta. First thoughts of going to Madinah to

study.

Decides not to go to college and become a comedian instead

of a lawyer

[See EMAIL_001-003203.pdf, 11/22/10, "i have an ipod 30gb black

man is filled with Islamic lectures LYK TWO THOUSAND

AUDIO"]

2011 17 years old. Changes profession choice from a comedian

to a professor on Islam. Then again to an Imam [aka sheikh ,

shaykh, mullah, scholar]

Decided to go to Medressah i.e. Islamic school after High school

for 5+ years. Makes plans and ultimately succeeds in graduating

High school a semester early the following year. He did thi~~s~~

as part of his attempt to attend a 6 month intensive Arabic course

in Canada to be ahead of his studies.

Finds out mu~~s~~ic is sinful. Li~~s~~tens to nasheeds instead. Eventually

almost completely cuts down from video games and TV becau~~s~~e it's

a waste of time. Watches super long Conspiracy theory series "the Arrival~~s~~." Consequently , searches for and watches Osama bin Laden for the first time. Stopped studying conspiracy theories and starts studying the GLoBal Jihad. Quickly becomes a supporter because what they were really preaching as opposed to what he heard about them, was completely in line with Islamic religious texts.

He learns after becoming a supporter of Al Qaeda, that his favorite shaykh growing up, Anwar al Awlaki, also joined Al Qaeda. 2012 Made Powerpoint project for a book report for Current Events, senior year, "The Osama bin Laden I Know," and the time of making this report, he's a supporter of Bin Laden, but still thinks 9/11 was an inside job by the U.S. government. Gets an A+.

Thinks of his options for Medressah, ends up getting a chance to get accepted to Madinah University.

Doesn't know that civilian targets are condoned by Al Qaeda until reading Inspire Magazine. He was more into their battles with Russian and American soldiers. Concludes 9/11 was not an inside job by the U.S. government, and was Islamically justified to defend Muslims who were being killed by America and its allies in Muslim countries. Eventually concludes that Islamic law doesn't have a class for civilians, and that suicide bombing is Islamic if done for the right reason. Keeps studying religion and religious law.

Gets accepted to Madinah University a week before being arrested. 1/21/11 YTUBE_001-0000048.pdf, pg. 116. Daoud tells "Qwertyfshag" about wanting to go to Medinah

4/24/11 EMAIL_001-003064.pdf, YOU HAVE TO BE THAT OLD TO BE

A PROFESSOR" He tell~~s~~ teacher

4/30/11 YTUBE_001-0000048.pdf, pg. 113 12:44pm, sent "Qwertyfshag"
link to Arabic school in Canada

5/6/11 EMAIL_001-002965.pdf - Information of being an Imam.docx
- Daoud sends that document to himself

5/16/11 EMAIL_001-003604 - sends "America paper" for school,
"so read this and read it clear I don't care what the government
says. I love Al Qaeda, I love Taliban, and I love Osama bin Laden;
and I don't care who says I'm crazy becau~~s~~e there's something
I love too, in the Bill of Rights that Americans fought the government
for and this right is called Freedom of speech"

6/14/11 EMAIL_001-003562.pdf, "hey I ju~~st~~t finished 11th grade,
and I wish to graduate early.

3/20/12 EMAIL_001-014159.pdf - Daoud email~~s~~ family friend who
could pu~~s~~h his paperwork to attend Madinah Univer~~s~~ity at Saudi
Arabia

5/16/12 EMAIL_001-002858.pdf - He gets the li~~st~~ of documents
to ~~send~~ to the school's website, "Plz see the required docs below
so plz try to send them asap to help you book a seat for you
in the University" oh712003@yahoo.com

This takes awhile becau~~s~~e Daoud had to obtain, scan, convert,
tra~~n~~s~~l~~ate, and convert each of the documents before he could
submit them online on their website; in that order; hardest part
was translation. The last translation was for his physical

8/15/12 EMAIL_001-002836.pdf - "We finally got the physical translated."
The FBI ordered the car for the car bomb 8/14/12

9/2/12 EMAIL_001-022922.pdf - "... your order now i~~s~~ under process
with professor in Univer~~s~~ity Islamic in Madina who is considered

a friend of Mohammad... you will get good news - oh712003@yahoo.com
9/7/12 EMAIL_001-023028.pdf - "Hi Adel I received a call about
u today. My friend said u will be accepted for the next year
inshallah. In two months time they will ask u to provide some
docs and finalize your scholarship" mhmd11@gmail.com

That was the email Daoud got news of getting accepted to Madinah.
The date is also when FBI made their final arrest plan
[See FBI report 302_002-000097.pdf, 9/7/12]

They were fully aware of Daoud's plan to go to this University.

Second Report

"Redact!] On or about 5 /15/2012 Chicago queried [Redact...!]
database for any travel conducted by ADEL DAOUD. The following
travel was revealed..."

Every time Daoud got on a plane since 5/31/2004. They also
searched his father and mother's travel records. The last time
being his hajj to Makkah where he consequently visited Madinah
and Jerusalem between 10/29/2011 and 11/19/2011 with his father.

"Although DAOUD previously had been issued a U.S. passport
in August 2011 DAOUD stated in a letter to the USSD ^{that} ~~that~~ he
needed a new passport due to traveling to Palestine and having
an Israeli stamp on his passport. Furthermore, DAOUD explained
that he would not be able to enter Saudi Arabia with an Israeli
stamp on his passport. A new passport was issued to DAOUD on
04/12/2012 [Redact....!]

[Redact...!] In conclusion, Chicago [FBI] believes that DAOUD
is currently in the process of enrolling in the Islamic University
of Madinah and intends to travel to Saudi Arabia. Most likely
Daoud is hoping to be enrolled this summer. Although Chicago

did not find records of DAOUD's claimed travel to Palestine, Chicago assesses that DAOUD most likely traveled to Palestine based on his latest U.S. passport application, the aforementioned email to oh712003@yahoo.com..."

[See FBI report, 302_002-000004.pdf, 5/20/2012]

The FBI from the beginning of this investigation knew Daoud was planning to attend University in Saudi Arabia. The aforementioned email was the person helping Daoud push his paperwork as cited previously.

Compare that with UCE "Mudafar's" testimony,

"Q This communication was on August 10th?

A That is correct..."

"A He states ^{that} ~~that~~ there's a chance he may be accepted at the Medina school in Saudi Arabia, and he may leave shortly after Ramadan. And as a result would not be able to complete his operation. And we as the FBI had no visibility on whether he would be accepted and how soon he would be departing for Medina. But we understood that we needed to give Mr. Daoud the opportunity to walk away. And if he got accepted to this school and he departed without following through with his plan, that just his decision."

[See UCE's testimony, 2019 sentencing transcripts, "Mudafar" Direct by Ardham, pg. 323 LN 5-6, LN 18-25, pg. 324 LN 1]

"Q At this time did you have any knowledge about his application to go to school in Medina?

A None whatsoever. The FBI had no idea when he would be accepted or when he would go, but we did not want to pressure Mr. Daoud, and we did not want to hurry and do this operation before he departed. Should he get accepted, and go to Medina to study,

then that's what he decides to do. We wanted to actually give him the opportunity to do that by postponing the attack so he's not pressured."

[See UCE's testimony, 2019 Sentencing transcripts, "Mudafar" Direct by Ardam, pg. 326 LN 5-13, still talking about 8/10/12]

The question could have been simply answered with yes or no. But UCE here volunteers information, "we did not want to hurry and do this operation before he departed." No body asked that. Who said you were trying to lock him up before going to Madinah?

b. Inspire Magazine [Yemeni Al Qaeda English magazine]

5/6/12 By this date, after watching a yahoo news report about it, Daoud downloads Inspire Magazine. He is still reading his first issue.

"im still not finished with the first one."

[See Youtube messages, YTUBE_001-0000048.pdf, pg. 61]

The first issue he read was issue 8.

"i read 8,9, and im almost done w 1 (i got 8 and 9 first then got the rest)"

[See pg. 55 at Id, to OCE "Salah" 5/21/12]

5/9/12 "Daoud using Daoud Account 1, sent himself (i.e., to Daoud Account 1) a link for Inspire magazines, issues one through nine"

[See Daoud complaint, Document #1, page 9 of 36]

5/22/12 This is what Daoud told OCE "Salah" about using the magazines to carry out an attack,

"Well dude i think you should READ IT [Inspire magazines] before thinking about trying ^{any} instructions... I'm going to insha'Allah read all of them then if i decide to try any of those instructions ill go back to it."

[See Daoud's Youtube letter to OCE "Salah" at , Government Exhibit - OCE ONE - 18]

So he read issue 8,9, and almost 1. Remember there are 9 issues.

6/6/12 "So i am still on issue 2"

[See Daoud's Youtube letter to OCE "Salah" at, Government Exhibit - OCE ONE - 31]

6/28/12 " i think im ON issue 5"

[See Daoud's Youtube letter to OCE "Salah", Government exhibit, ONE ONE - 44]

7/5 /12 "I am reading issue 5"

[See Daoud's youtube letter to OCE "Salah", Government Exhibit
- OCE ONE - 49]

7/18/12 "i am still on 5!"

[See Daoud's youtube letter to OCE "Salah", government exhibit
- OCE ONE - 49]

"We have been able to copy your [Amazon] kindle onto a disc...
The disc contains all the downloaded material on your Kindle
in readable form with exception of the deleted items."

[See Prosecutor's letter 4/5/23 to Daoud]

In the aforementioned disc only Inspire issues 5, 6, and 7
were present. So not only was he still on issue 5 when the FBI
kidnapped him, he deleted the ^{he already read} ~~other~~ issues. He wasn't going back
to look at them.

"hahaha I read categories of books at a time. I don't read
one by one. i may have too far I though i have over a hundred
or 2 hundred books books to read and im supposed to read 9 hours
a day"

[See Daoud's Youtube letter to OCE "Salah", government exhibit
- OCE ONE - 53, 7/11/12]

"obviously there are more books on my kindle so insha'Allah
I want to finish the books on my desk before the end of Ramadan
and insha'Allah after Ramadan I will go to madina."

[See Daoud's letter to OCE "Salah", youtube, government exhibit
- OCE ONE - 55, 7/13/12]

The Kindle CD in Daoud's discovery by count has over 365 books
on Islam, Islamic history including the Lives of the Prophet
Muhammad and his companions, may Allah bless them and grant them

peace. Lives of the other prophets, may peace be upon them; Islamic law, the Quran, Hadith books, Quranic commentary, books on learning Arabic, books on other religions including but not limited to Hinduism, Christianity, and Satanism/Yazidism; books on American history [ex. A people's history of the united States by howard zinn], world history, and even Arabian nights (a novel). He had books specfically about Jihad but given his collection it makes sense. Was he supposed to ignore wars in religion and history? His ipod was the same way. He listened to a ton of Islamic speakers. He even listened to Hamza Yusuf, who he hated. He possessed lectures on a ton of Islamic topics as well. Examples, marriage and purification of the heart. He was really working on becoming a scholar. He had a ton of books on his desk, as cited in the quotes previously which the FBI took from his desk and never gave back. Some of those books were given away or about to be thrown away and he took them home. He bought close to \$200 worth of books on 2 occasions, and was locked up before able to finish the 2nd group. He didn't want to read more stuff on his kindle until he finished the books on his desk.

c. Daoud's membership in ansar1.info and dinhaqq.info - Ansar al Mujahideen and Deen al Haqq pro Jihad social forums - and FBI's infiltration and attempted infiltration

2/6/12 EMAIL_001-010154.pdf

Daoud gets invitation/validation on ansar1.info

3/22/12 YTUBE_001-0000048.pdf, pg. 75

Daoud's Ansar account is banned,

"my ansarmujahideen account was banned and they said they will never lift the ban!"

5/10/12 YTUBE_001-0000048.pdf, pg. 58

Daoud is unbanned from Ansar1.info

5/12/12 See Id

Daoud is re-banned from Ansar1.info

5/14/12 OCE "Salah " first contact Daoud

[See "Salah's" youtube message, government exhibit, OCE ONE - 1, email]

5/17/12 OCE "Iyad" first contacts Daoud

[See FBI report , 302_002-000011.pdf]

5/19/12 OCE "Iyad" messages, " I wonder brother if you are able to see the mujahideen forums online," this is his 3rd message to Daoud

[See letter at , YTUBE_001-000048.pdf, pg. 5]

5/21/12 OCE "Iyad" says, "by the way I tried to register in ansar1.info but I wasn't able to because it's only by invitation. I was wondering if you can invite me or one of the brothers that you know on Ansar"

[See Id, pg. 5]

6/1/12 OCE "Iyad" asks again for an account on ansar1.info, "any

luck on Ansar?"

[See OCE "Iyad's" youtube letter to Daoud, government exhibit
, OCE TWO - 22]

6/4/12 He never gets re-unbanned from ansar1.info but he invites
both OCEs to dinhaqq.info successfully. This forum is also invitation
only

"o yeah to get you a dinhaqq account insha'Allah (i think i
told you about it) is a terrorist website XD.. Just give me your
email ill tell them to add you. ill tell you when ~~you when~~ to
register insha'Allah"

[See Daoud's letter to OCE "Salah", government exhibit - OCE ONE
-25]

"[Redact...!] FBI Chicago identified that ADEL DAOUD was associated
with the dinhaqq.info forum moniker "AbdulHaQQ" subsequent to
the identification, FBI Chicago OCE-4218 identified numerous
posting by "AbdulHaQQ" on the Dinhaqq.info forum. Attached to
this EC as a digital 1A Package is a PDF file identified postings
related to ' AbdulHaqq.; The postings were acquired by OCE -
4218."

[See FBI report, Dca_001-000131.pdf]

[See also FBI report , 302_002-000112.pdf]

9/12/12 "capture by OCE"

See also , IDFBI_001-000049.pdf "Salah's " Invitation/Registration

See also any dinhaqq messages from either OCE it shows their
registration date at June 2012. example , IDFBI_001-000103.pdf,
"Salihoon" is "Salah", government exhibit - OCE TWO - DH 3, "Saqr
Al- Islam" is OCE "Iyad"

Google

Salah Search Images Maps Play YouTube News Gmail Documents Calendar More

Salah Al-Hani 1 of 25

COMPOSE

Inbox Starred Important Sent Mail Drafts

Circles Personal Travel More Chat

Salah Al-Hani

Call phone Adel Ousoud Bahadur Noorzai

FBI

Salah Al-Hani
13:03:11
Al salamu alaykum akhi Bahadur
I just registered on the site. My name there is **Salihoon**
I used this email address and I don't put your name as the referer because I didn't know if that would be ok. InshaAllah the brothers will accept my membership.
Jazaka Allahu khayran akhi Bahadur and may Allah add this to your hasanat.

Your brother in Allah
Salih

Dinhagq

Bahadur Noorzai bahadurnoorzai@yahoo.com
10:10
Ataleni o Alakum brother,
Your account Salihoon has been activated brother, now you can use The blessed form of Deen Al haq to support mujahideen "Taliban and AQ brothers" I am looking forward to hearing from you in Deen al Haq (Dah) soon InshaAllah.
May Allah SWT reward you.
Your brother in Islam
Bahadur Noorzai

From: Salah Al-Hani <salah13@gmail.com>
To: Bahadur Noorzai <bahadurnoorzai@yahoo.com>
Sent: Monday, June 11, 2012 6:30 PM

Jun 11 (2 days ago)

How To Video Conference

Bahadur Noorzai
Add to devices
View details

Ads - 10+ more ads

Fast ADSL2+ & Home Phone
200 GB Broadband Data + Standard
National Calls. Enquire Now!
www.genius.com.au

Telstra Video Conference
Make Video Conferencing
Accessible
For Your Business. Learn More Now!
Telstra.com.au/Video_Conference

More about
Telstra Sites
Telstra Offers
Salih
Insha Allah

Hyd Search Images Maps Play YouTube News Gmail Documents Calendar More

Google

Gmail

COMPOSE

Inbox
Starred
Important
Sent Mail
Drafts
Circles
Personal
Travel
More
Chat

lyad Hasan

You are invisible.
Go online

Call phone
Adel Daxud
Bahadur Noorzai

02 Simplicity Deal \$25M 02 co.uk Unlimited Text Calls And Masses Of Data Great Deals Go On & On At 02

Asalam o Alaikum Wa Rahmatullah Wa Barakatu

Bahadur Noorzai bahadurnoorzai@yahoo.com
To: lyad
Asalam o Alaikum brother

How are you brother,
Brother I got your e-mail address from brother Adel Daxud and he asked me to mail you
He told me that you wanted to join Deen Al Haq and if it is true so brother I have online contacts with Administrator brother of Deen Al Haq. Brother first you should go to the forum and register and give your User Name and I will ask the admin brother to activate your account

Jun 6 8 days ago

Bahadur Noorzai
Add to circles
88 1
Show details

Ads Why these ads?
The HTC One Range On 3™
In Stock Now Available To Order
Discover The Brand New HTC One X
HTC One Range Three.co.uk
Insha Allah x
Islam Live Chat x
Islam Chat Room x
Salam x

Wa Alaikum asalam Wa Rahmatullah Wa Barakatu, brother bahadur,

It is a great shara for me to join Deen Al Haq inshaAllah. InshaAllah for helping me out and also brother Adel I just registered in the forum, so please make an effort to activate my account. InshaAllah we will be long and strong in defending our deer and helping the muah deer everywhere looking forward to work with you and the other brothers inshaAllah
my user name is

Saqr Al-Islam

Wa Salam Wa Rahmatullah
your mumun brother in Islam

Bahadur Noorzai bahadurnoorzai@yahoo.com
To: lyad
Asalam o Alaikum Wa Rahmatullah Wa Barakatu brother,

Brother MashxAllah that you registered in the blessed forum of Deen Al Haq and your account is activated

InshaAllah I will be looking forward to seeing your contribution on Deen Al Haq which is all brothers needs and everyone will be benefited and InshaAllah brother we will be in touch in E-mail or any other source talking if you think it is possible

Jun 7 8 days ago

Bahadur Noorzai
Add to circles
88 1
Show details

Din haqq

FB1

Din haqq

The FBI knew which forums he was on,
"websites: forums.online.com

- . Deen Al Haqq
 - . Jamiah Hafsa Urdu
 - . Ansar al - Mujahideen Network English language extremist forum (AMEF)
- "

[See FBI Report, 302_002-000032.pdf]

Jamiah Hafsa is the only one that's not invitation only.

"[Redacted...!] FBI-Chicago's captioned Group I UCO will be used to target Adel David, user of email account arabnigga21@yahoo.com subject of full FBI international terrorism investigation [redact...!] captioned Group I UCO will be used to fully explore DAVID'S links to terrorism, terrorism financing, and other threats to national Security...

... Adel David, believed to be an 18 year old male of Egyptian and Palestinian descent living in the Greater Chicago area, has stated on web forum [Redact!] that he read an article on bomb making in Inspire Magazine and would make the bomb if he could find the required materials...'

[See FBI report, 302_002-000001.pdf, report 5/15/12, full investigation started 5/10/12, this is the first report]

The redacted web forum is ansar1.info [See Affidavit]. This post about "the bomb" doesn't exist for the following reasons:

1. The FBI does not have access to the posts on Ansar1.info.

That's why not only "the bomb" post is not in the complaint, Grand Jury transcripts, including the one of ^{Agent} Parsons cited previously, it's no where to be found at all. NO POSTS ^{that} ~~that~~ Daoud made or

supposedly made in this forum is anywhere in the evidence.

This is because jhuf.net needs no invitation. dinhaqq.info needs an invitation but Daoud invited both OCEs to join successfully. They have all his dinhaqq posts and the post in the Complaint is from dinhaqq.

The FBI's OCEs tried to infiltrate ansar1.info through Daoud, but Daoud was banned 5/12/12, and couldn't invite the OCEs to that forum after they befriended him online. 5/10/12 was the day they said he made "the bomb" post on ansar1.info, and this was also the day he got his account back on ansar1.info.

Without a user name and password, the FBI didn't have access to the posts of ansar1.info, not even the ones ^{Daoud} ~~he~~ made or supposedly made. That's why there are no posts he made from this forum anywhere.

supposedly made this forum

2. Daoud was unbanned the same day of the launch of the investigation

He emailed himself the 9 issues of Inspire the day before. Before that he was already reading issue 9 on 5/6/12 then he read issue 9 and was reading the first issue by 5/21/12.

He has one day to make this post, and that's a problem. Issue 8 doesn't even have a bomb making article. It has how to make a remote if you have a bomb. Issue 9, which he got at the same time, has a how to make a fire bomb article- using gas and stereo phone [that's not hard to find]. Issue One, which he read next, has the famous article entitled "How to Make a Bomb in the Kitchen of your Mom." But he just couldn't find the materials, right?

"The Bomb" post was a forgery. The dinhaqq post in the complaint was the soonest and most similiar post they could find and was the only post like that quoted during Grand Jury proceedings with Jeffery Parsons and other FBI / government accounts of what happened. The forged post was blacked out i.e. redacted due to "National Security " concerns.

Wow. Great job. This is not the FBI. This is the FIB. Fibbing Investigator's Bureau. And the Appellate court of the 7th circuit was aware of this too [See exhibit].

They only knew Daoud was on ansar1.info to start with because they were already spying on his and others' email accounts without a warrant [See Affidavit].

The Appellate Court knew about this and still justified it. The FBI/FIB apparently isn't to blame for depending on their own lies.

Appellate Court's Opinion

UNITED STATES OF AMERICA, Plaintiff-Appellant, v. ADEL DAOUD, Defendant-Appellee.
UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT
761 F.3d 678; 2014 U.S. App. LEXIS 20316
No. 14-1284
June 16, 2014, Decided
June 4, 2014, Argued; June 9, 2014, Argued

Editorial Information: Subsequent History

{2014 U.S. App. LEXIS 1}Supplemental Classified Opinion Decided July 14, 2014

Editorial Information: Prior History

Appeal from the United States District Court for the Northern District of Illinois, Eastern Division. No. 12 CR 723 - Sharon Johnson Coleman, Judge. United States v. Daoud, 2014 U.S. Dist. LEXIS 10716 (N.D. Ill., Jan. 29, 2014)

Counsel

For UNITED STATES OF AMERICA, Plaintiff - Appellant: William E. Ridgway, Attorney, Mark E. Schneider, Attorney, OFFICE OF THE UNITED STATES ATTORNEY, Chicago, IL; Jeffrey Michael Smith, Attorney, DEPARTMENT OF JUSTICE, National Security Division, Counterterrorism Section, Washington, DC.

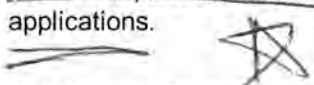
For ADEL DAOUD, Defendant - Appellee: Thomas Anthony Durkin, Attorney, DURKIN & ROBERTS, Chicago, IL; John D. Cline, Attorney, LAW OFFICE OF JOHN D. CLINE, San Francisco, CA.

For AMERICAN CIVIL LIBERTIES UNION, AMERICAN CIVIL LIBERTIES UNION OF ILLINOIS, ELECTRONIC FRONTIER FOUNDATION, Amicus Curiae: Matthew R. Segal, Attorney, ACLU OF MASSACHUSETTS, Boston, MA.

Judges: Before POSNER, KANNE, and ROVNER, Circuit Judges.

CASE SUMMARY Suppression of information obtained in electronic surveillance of a defendant was not warranted since the applications for surveillance under FISA were free of procedural defects and were supported by probable cause to believe that the defendant was an agent of a foreign power engaged in terrorist activity.

OVERVIEW: HOLDINGS: [1]-Suppression of information obtained in electronic surveillance of a defendant was not warranted since the applications for surveillance under the Foreign Intelligence Surveillance Act, 50 U.S.C.S. § 1801 et seq., were free of procedural defects and were supported by probable cause to believe that the defendant was an agent of a foreign power engaged in terrorist activity; [2]-Even if the applications for surveillance were based on false or inaccurate information from informants, it was not unreasonable for the federal officer to rely on the information in making the applications.


OUTCOME: Order reversed.

LexisNexis Headnotes

Governments > Federal Government > Domestic Security

A07CASES

1

~~Exhibit~~ - No Intent before talking to FBI

Account 2, which continued until on or about September 12, 2012. In summary, OCE2 purported to be a 17 year-old, Australia-based person with a recently-developed interest in violent jihad. During their communications, Daoud recommended that OCE2 read *Inspire* magazine and sent OCE2 a website link to the publication, which OCE2 downloaded. Daoud characterized the magazine as "amazing" and remarked that he may use instructions from the magazine to carry out an attack. With respect to his future plans, Daoud wrote:

Did I?
i need people who are devoted if i don't start my own group (where i am from) then i will go over seas. in each case i will let you know. im trying to invite people to go with me to the cause of Allah. but man is hard to tell people to be terrorists.

The Dinkag Post
Daoud Seeks Guidance Regarding Whether and How to Carry Out an Attack in the United States

15. On or about May 31, 2012, Daoud posted a comment to a jihad-related internet forum,¹⁴ discussing his interest in carrying out an attack within the United States, modeled on instructions from *Inspire* magazine:

I live in the United States of America/hypocrisy. I want to in the future insha'Allah go for jihad in the Cause of Allah but I wasn't sure where to go. I wanted to go to Yemen because of the hadith quoted by anwar al awlaki where the prophet (may Allah's peace and blessings be upon him) says that there will be 12,000 that were appear in Abyan [a region in Yemen] and they will be the best between me and them.

¹⁴ Daoud characterized the forum as "a terrorist website" and "a good jihad source with real mujahideen on the site" in communications with OCE2 on or about June 4 and 5, 2012.

(from the Quran) and i almost think he going to call for it then he has something general like be a good example or something. lol man I will be the opposite."

b. On or about June 3, 2012, OCE1 asked whether Daoud has "friends in America" who "support jihad too," to which Daoud responded: "i know a few brothers who support jihad and im trying to 'brainwash' more brothers into supporting it."

c. On or about June 4, 2012, OCE1 asked whether Daoud had "ever talked about plans," to which Daoud replied, "i did discuss some plans but with very trusted brothers." Daoud also stated, "encouraging muslims to go for jihad is dawah.¹³ inspire magazine was started cuz a verse of the Quran where Allah says to inspire the believers."

d. On or about June 7, 2012, Daoud, using Daoud Account 1, sent an email to OCE1 with documents attached, including "The Book of Jihad."

14. Another FBI undercover employee ("OCE2") sent a message to Daoud Account 1 on or about May 14, 2012, in response to a video Daoud had posted online, which listed the Daoud Account 1 as a point of contact. That same day, Daoud responded. The two then exchanged emails over the next few days, at which point Daoud directed OCE2 to communicate using Daoud

¹³ "Dawah" is an Arabic term meaning to share the message of Islam.

It's such a beautiful hadith and i hope to Allah that i could be among those 12,000.

I have also been reading the english Inspire magaizine. Masha'Allah is the best magazine I have read ...

The point is in this magazine they encourage Muslims in the West especially in the USA to attack IN America. By all means this is something i would consider. But in know that if i started attacking in America i would probably not be able to go to Yemen or anywhere else for Jihad in the Cause of Allah.

Is there a way i could do both, or what's your opinion on that? i personally think it's easier and more rewarding to go to Yemen but at the same time i hate the oppression of the USA and i would love to do something that would hurt it from the inside.

16. In a subsequent posting to the same internet forum, on or about June 2, 2012, Daoud wrote that he recognized "9/11" was "halal,"¹⁵ but requested advice about other circumstances in which Americans may be killed in accordance with the Quran.

17. Between on or about May 29, and on or about June 15, 2012, an individual using a computer located within Daoud's residence¹⁶ viewed a number of videos relating to violent jihad and the propriety of killing Americans, including:

- "We are Terrorists (Sheik Abdullah Azzam)"

¹⁵ "Halal" is an Arabic term referring to that which is religiously acceptable according to Islamic law.

¹⁶ Based on the other online activity before and after these videos were viewed (e.g., the checking of accounts associated with Daoud), I believe the online activity described here and elsewhere in this Affidavit was conducted by Daoud.



Al salamu alaykum

Private Message: Al salamu alaykum

Recipients: AbdulHaQQ

3 Days Ago

Salihoon
Junior Member

Al salamu alaykum

Al salamu alaykum akhi Adel. This is a test message. I just clicked on your nik and one of the choices to select was the PM.

Wassalam
Your brother in Allah Salah

Quick Reply

Message:

[QUOTE=Salihoon]Al salamu alaykum akhi Adel. This is a test message. I just clicked on your nik and one of the choices to select was the PM.

Wassalam

Waiting for view dinhaqq.info.

Dinhaqq.info - sample OCE 1 - FBI

"Salihoon" = See join date
 ["Righteous ones"] FBI
 AbdulHaQQ - "slave of the Truth"
 is Daoud

Profile Privacy
 Edit Profile Picture
 Networking
 Contacts & Friends
 Settings & Options
 Edit Avatar
 Edit Bio/Name
 Edit Email & Password
 Edit Groups
 Edit Joiners List
 Private Messages
 List Members
 Send New Message
 Track Messages
 Edit folders
 Subscribed Threads
 List Subscribers
 Edit folders

Saqr Al-Islam
 Junior Member

Join Date: Jun 2012
 Posts: 3
 Threads: 6
 Threaded 10 Times in 3 Posts

Re: Salama AlIslam; Ramadan Karim

Quote:
 Originally Posted by AbdulHaqq
 Asalamu alaykum

yes, recently I have been doing itekaf. ima make this message short insha'Allah, and i have talked to a few people about jihad and now people here are concerned, and i think there were a few spies here too. they said one or more people want to call homeland security on me. pray for my protection please.

masha'Allah though i am very happy for you. you sound excited. i Hope i get to experience what you have in terms of fighting training etc. may Allah give your family patience

wa allikum alsalam, brother Adel,
 May Allah SWT accept your slam and 'itikaf in this holy month of Ramadan. I'm very excited for you to think of jihad as it is a major pillar of our deen especially in this holy month of Ramadan. As for spies, they are everywhere Indeed. Just be careful who u talk to. I've seen your youtube channel and your messages in youtube and I found that there's nothing to worry about as far as jihad. everybody is talking about jihad in the open, so don't really stress yourself much plus u have some margins of freedom there, I mean in america. brother, what is homeland security? is it like our mabahith in the Arabia? if you intend to do something for the cause, you can consult your brother here because we have our experienced mashaykh and they can guide you to do it safely. be brave, brother and remember that this dunia is only a temporary place for us as Muslims. our ummah has been humiliated on the hands of the americans and still is. keep in touch and consult me about your plans. you need to trust the brothers who you talk too and make sure they have the same iman about jihad that you have. I think this forum is more safe than youtube to communicate. As you know, brother I have put my life on the line for jihad, and while writing to you I have my Ak 47 on my shoulder. our group is yet still in the back lines but we've done a lot so far. we are protecting women and children passing into Turkey. pray for our safety. we are going to move to Idlib suburbs soon where the real fighting is taking place. I'm excited for you brother that you r thinking of jihad. May Allah protect you and save you and blind the eyes of the infidel enemies from seeing you. Ramadan kareem insha'Allah.
 Fi aman Allah
 Your brother Iyad

Quick Reply

Message:
 message short insha'Allah, and I have talked to a few people about jihad and now people here are concerned, and I think there were a few spies here too. they said one or more people want to call homeland security on me. pray for my protection please.

Dinhagq.info- sample OCE 2- FBI
 "Saqr al Islam" see join date
 ["The Eagle of Islam"] FBI
 AbdulHAQQ - "slave of the truth"
 is Daoud



U.S. Department of Justice

*United States Attorney
Northern District of Illinois*

Barry Jonas
Assistant United States Attorney

Dirksen Federal Courthouse
219 South Dearborn Street,
Chicago, IL 60604

Direct Line: (312) 886-
8027

April 5, 2023

Adel Daoud, USM #43222-424
c/o Metropolitan Correctional Center
Chicago, IL

Re: United States v. Adel Daoud, No. 12 CR 723/13 CR 703/15 CR 487

Dear Mr. Daoud:

We are writing to address three issues: imaging your electronic devices; the protective measures sought by the government during the sentencing testimony of the FBI undercover agent; and, per the Court's order, providing you a list of the witnesses who will testify during the sentencing hearing.

Electronic Devices

You have previously requested complete forensic images of the electronic devices that were seized from your home on the day you were arrested. We are writing to address your request.

The attached is a color-coded spreadsheet which itemizes the items seized from your home (Ex. 1). The items highlighted in red, which include two laptop computers and a desktop computer, were returned to Mr. Durkin and Mr. Herman on or about December 14, 2012. Enclosed is a copy of the receipt for the return of the items (Ex. 2). It is our understanding that, on or about December 17, 2012, your father picked up the returned items from Mr. Herman. Enclosed is a copy of the note reflecting that action (Ex. 3). Also enclosed is an FBI serial reflecting the return of some of the items (Ex. 6).

The items highlighted in green are the electronic devices that are still in the possession of the government. As you may be aware, at the government request, the Court ordered the government to make "full logical copies and full data extractions of the defendant's electronic devices in the government's possession." Since the issuance of the order, the government has looked further into its ability to make images of all 12 of the electronic devices and has learned that there are several obstacles to doing so.

First, the provision of hard drives. In order to make the images, each device needs to be copied onto its own hard drive. Typically, and as happened in this case, the defendant must provide a blank hard drive if he or she wishes to have the government create a forensic image of an electronic device (see attached discovery letter dated November 16, 2012, informing Mr. Durkin to provide a blank hard drive if you or he wanted any forensic copies of electronic media (Ex. 4)). The U.S. Attorney's Office does not currently possess 12 blank hard drives.

Second, the MCC, for security reasons as we understand it, has stated a preference for not providing you with an additional 12 hard drives.

Third, due to the nature of some of the electronic devices, the FBI would be required to send the device(s) to FBI headquarters to create full forensic images, which could take weeks or even months, jeopardizing your ability to review the material in time for the June 20th sentencing hearing.

Finally, in order to make a 100% image of any device, the image would require an executable software that, it is our understanding, the MCC does not have or allow on its computers. The full logical copies are images that are readable by you on the MCC computers but may not include every digit of information contained on the device.

To address these issues, the government proposes the following:

We have been able to copy your Kindle onto a disc (it is our understanding through your standby counsel that you are primarily concerned with reviewing the Kindle so we focused on that device). The disc contains all the downloaded material on your Kindle in a readable form with the exception of the deleted items. The RCFL has been able to see, but not access, what has been deleted and it may be possible to recover those items but to do so would require the Kindle to be sent to FBI Headquarters. Included with this letter is the copy of the Kindle disc (RCFL_007) and a screenshot of the deleted items (Ex. 5). The disc does not contain the executable program entitled "spywareterminatorsetup.exe(1)" because that program contained malware.

Additionally, if you want to review any of the electronic devices still in the government's possession, to include the Kindle, or any of the other items identified in the spreadsheet (other than the items that have been returned), we can either bring you over to the U.S. Attorney's Office and have you review the items along with your stand-by counsel (we will not agree to this proposal unless your stand by counsel is present in the room with you) or we can return the devices/material to your stand-by counsel. It is our expectation though, that the MCC will not allow you to possess the

original devices at the MCC (we can inquire if you would like). Please let us know through your standby counsel if you wish to exercise either of the options.

Protective Measures for the Undercover Agent's Sentencing Testimony

On March 27, 2023, the government filed the enclosed motion for a protective order seeking certain measures to be put in place when the undercover agent testifies. The measures are the same that Judge Coleman put into place during the first sentencing hearing. The specific measures we seek are set forth in the motion.

A classified companion motion in support of the motion for a protective order, has also been filed *ex parte*, and under seal. A copy will not be made available to you.

Sentencing Hearing Witnesses

The government anticipates calling the following witnesses to testify during the sentencing hearing:

- 1) FBI Special Agent Jeff Parsons. Agent Parsons will address the sentencing exhibits that have previously been provided to you.
- 2) Mudaffar – the FBI undercover agent a/k/a undercover employee (UCE). Mudaffar will testify about your communications and meetings with him.

In addition to calling these two witnesses, the government will play some of the recordings from your prison cell when you were housed with "Vino." The government will also play the victim impact video of Justin Hancock.

Please let us know if you have any questions or wish to discuss any of the information contained in this letter.

Very truly yours,

MORRIS PASQUAL
Acting United States Attorney

By: s/Barry Jonas
BARRY JONAS
TIFFANY ARDAM
Assistant United States Attorneys

CC:
Quinn A. Michaelis, Esq.

D. Subtle inferences to the Plot by Agents the entire investigation

"In June 2012, one of the FBI online covert employees told defendant about a ^{purported} ~~purported~~ cousin who resided in New York and was an operational terrorist."

[See Government's "Factual" Basis pg. 9, Document #302, page id #2455]

The reality however is ^{that} ~~is that~~ this cousin was brought up from the beginning.

5/21/12 OCE "Salah" says,

"Akhi [my brother] I have a cousin who was forced by his parents to leave Australia because they thought he was becoming extreme in Din [Religion], and now he is living with one of my uncles on the eastern coast."

[See OCE "Salah's" youtube letter to Daoud, ID FBI_001-000036.pdf]

The 4th report, FBI, 302_002-000011.pdf, on 6/20/12, was the most authentic when it said, "In order to infiltrate DAOUD'S group of friends, OCE [Redact!] will notify DAOUD that his aforementioned cousin..."

They wanted to lock up Daoud. They wanted him to have co-defendants. This is consistent as to why on 6/29/12 they interviewed his father using a pretext. This is the fifth FBI report, "On 06/29/2012 FBI Chicago interviewed the father of the captioned [Redact!] subject ADEL DAOUD, utilizing a suitable pretext, in order to assess the father's overall behavior and cooperation level with law enforcement... AHMAD would likely be open to future contact with the FBI and might even encourage his son to cooperate with the FBI if he felt his son was in trouble with the law."

[See FBI report, 302_002-000015.pdf, 7/13/12]

This is inconsistent of the 7/17/12 report - 302_002-000022.pdf
- that this cousin was only talked about since June

"During the last month of communication between DAOUD and OCE
[redact!] OCE [redact!] has indicated to DAOUD he has a "cousin"
residing in the United States..."

The FBI was planning this plot the whole investigation, hoping
to get co -defendants, like I said. That idea is consistent to
why UCE solicited Daoud's "Sahaba" [friends, companions]

"MDFR : maybe you can bring one of your Sahaba that your really
really trust and can help us 11:4PM"

11:24PM"

[See UCE skype chat, Government exhibit, UC 8-10 SKYPE]

"MDFR: please be careful only the sahaba you really really
really trust 11:38PM]

[See UCE skype chat, at Id]

"UCE: Your Sahaba. Did you tell your Sahaba about this?

UCE: Did you tell your Sahaba

UM: Be quiet

UCE: He's the one who told on us did you tell him?...

[See last page UCE Audio transcripts 9/14/2012]

Daoud:: No

UCE: He's the one who told on us did you tell him?...

[See Last page, UCE Audio transcripts, 9/14/12]

This is why OCE "Iyad" asked Daoud if he had like minded friends,
"tell me brother Aadel, do you have friends in America that
support Jihad too?"

[See OCE "Iyad's" Youtube letter to Daoud, government exhibit

- OCE TWO - 24, 6/3/12]

The same online agent asks again,

"Do you have black Muslim friends? I wonder how they think of the deen [religion] and Jihad!"

[See OCE "Iyad's" email to Daoud, government exhibit

- OCE TWO - 37, 6/8/12]

Daoud told that same online agent that ,

"he only trusts a few select individuals to discuss his plan."

[See FBI report, 302_002-000011.pdf, 6/20/12]

Let's ^{see} ~~see the rest of~~ that message,

"i did discuss some plans but with very trusted brothers. i don't have a gun. mannn my parents would already freak out if they saw me buy a gun and using it. maybe when im not living with my parents i will get my own gun"

[See Youtube letter, from Daoud to OCE "Iyad", IDFBI_001-000062.pdf, 6/4/12]

If that's how Daoud felt about bringing a gun, what about making a bomb?

"Furthermore in a response to OCE [Redact!]'s planned travel to the United States on 06/30/2012, DAOUD responded, "I have an idea that's pretty realistic if you come insha'Allah"

[See FBI report 302_002-000022 7/17/12]

While reading further think if this describes Daoud as "a defendant who lacks the means to commit the crime when first approached by the government is nonetheless predisposed if he 'had the idea for the crime all worked out' and lacked merely the present means to commit it and if the government had not supplied [the means] someone else very well might have." [taken from Mayfield]

This explanation will consist of a few messages

6/28/12

Daoud said among other things, "I have one idea that i think might work but im not totally decided yet. it seems likely that i will insha'Allah go overseas for Jihad, so i might give you the choice to either come with me or to do operations on my behalf (and encourage others to participate with you)"

[See Daoud's youtube letter to "OCE " Salah", IDFBI_001-000100.pdf, 6/28/12]

Daoud "giving" OCE "Salah" the "choice" to do something is ^{because} ~~because~~ since communicating "Salah" would say things like, "So akhi [my brother] inshaAllah I will learn from your advice and I nominate you as my amir [commander]"

[See OCE "Salah's" email to Daoud, government exhibit - OCE ONE -13, 5/21/12]

The following is more parts of the message cited in the FBI report,

"i am trying to find ideas on how i can go overseas and ^{to} ~~out~~ do work here at the same time , so im thinking about sending people to do work here while i do work overseas (like go overseas, and tell them and command brothers here what targets etc). this idea is still in development though.

Insha'Allah, Allah will give me guidance. I am still arguing to myself and thinking what to do. My advice now is to train physically as you have been doing, mentally, read books about Islam, fiqh, ^{Quran interpretation} tafsir, history, etc read books on military skills and so forth ; spiritually pray read Quran etc
i still live with my parents brother and would advise that

if you did something like that you should take help from your cousin (does he have his own place by the way?) and plan this out (like where you will stay etc) cuz I invited friends before but only for a day max (to sleep over). I have an idea that's pretty realistic if you come insha'Allah. Maybe you can come here and then come for iteekaf [staying over the masjid last 10 days of Ramadan]

operations however take time. I am still coming up with ideas on what to do ~~Go~~ when i know for sure what i want done and what to do etc ill let you know. but im starting to back away from operations here (it's worrying me a ^{lot} ~~lot~~) and just go overseas [See Daoud's Youtube letter to OCE "salah", IDFBI_001-000102.pdf, 6/30/12]

Is it a surprise then that,
"the OCEs never discussed a specific plot. See Generally OCE ONE 001-95 and OCE TWO 1-84"
[See 2019 Government Sentencing Memorandum Document #329, page 17 of 60]

Why did the OCES never discuss a specific plot? Because Daoud never brought up a specific plot. Daoud was not planning a bombing [See Affidavit]. ^{The following are messages that} ~~This is the messages after.~~ These are from an FBI Report where it shows messages back and forth between Daoud and the agents [Quoted below, DCa_001-000455.pdf]

"Salah": Akhi [my brother] if I make it to america and ^{w/e} ~~we~~ meet would you consider me in your idea? Just the thought of that makes me want to come to america tomorrow : -) Wallah [by Allah] Im ready Allah knows whats in my heart

~~My~~ My cousin's name is Mudaffer... He should be home before Ramadan

starts, wow Ramadan is here again. Wallah [by Allah] its the best time of the year for me"

[See Id, 7/3/12, pg. 3-4 out of 11]

"Salah": How did you do it the first time when you began to think about Jihad/ I am exactly where you were then

Daoud: i don't know exactly when i started really seriously thinking about Jihad but i remember mentioning to my dad about it. but my love for Jihad i think came from ^{the} ~~the~~ Quran, the Seerah [life of the prophet, may Allah bless him and grant him peace], the sahaba [his companions] and then some other stories of Jihad

Most of the people i give dawah (for them to support Jihad) already agreed with a lot of the things i was saying but were like you and wanted to talk or they needed someone to discuss these things with. So they are easy to educate them a little about the issue then they support right away. then you have others that will just think you're a terrorist or just miss the point entirely

staying over the Masjid

I think my iteekaf thing was the most realistic way. i want to go overseas in Madina to learn the deen [religion] insha'Allah after Ramadan, so just letting you know... i have a lot of ideas.. as i only have ideas for inside this country but any ideas you have I'm open."

[See Id, 7/3/12, pg. 5-6 out of 11]

Daoud didn't know why "Salah" wanted to move from Australia where he said he was, from, to America

[compare with report 7/17/12 pg. 147]

"I don't know if im going to have a group for sure... I'm either making my own group, or im going overseas insha'Allah... ~~but i'm still confused about the reason you want to go to new~~

but I'm still confused on the exact reason you want to go to new york, is it cuz what i said (about the group)?

[See Government exhibit - OCE ONE - 29, 6/5/12, to OCE "Salah"]

" i only have ideas for inside this country." Doesn't that sound like when Daoud said 9/13/2012,

"Daoud: Cuz before it was just fantasies. You know I only imagined doing something like this

UCE: and now it's gonna be real, brother"

[See UCE Audio transcript, 9/13/12, pg. 66 or pg. 595 at UC_004 PART 4.pdf, LN 3-7]

You making his fantasies real; that's illegal. He's blameless.

Under the conversation cited in 7/3/12 - DCa_001-000455.pdf - there are 7 points which are Redacted. These were 7 points made by OCE "Salah." Closely paraphrasing this is what he said:

Based on his communications with Daoud he concluded

1. That Daoud understands the implications of his statements
2. That Daoud told his father about his interest at some point
3. That Daoud understands his motivation for Jihad and the religious justification for such
4. That Daoud does not see a distinction between civilians and military personell. That his Radicalization is at an advanced stage and any attempt to persuade him to a different idea or concept is unlikely to succeed
5. That he plans to study abroad at Madinah University with the goal of eventually join an armed jihadist conflict abroad, but still remains devoted for armed jihadist action in the United States.
6. That should he be stopped from traveling by say, law enforcement

then committing an armed jihadist attack in the U.S. will become his priority

7. That Daoud's ability and willingness to Radicalize others makes him a threat that could only increase with time

Note about Radicalization

What's the significance of the OCE's question, "How did you do it the first time when you began to think about Jihad?" What was Daoud's answer?

"i don't know exactly when i started really seriously thinking about Jihad but i remember mentioning to my dad about it but my love for jihad i think came from the Quran, the seerah, the sahaba, and then some other stories of jihad"

What was the point OCE made to this?

"That Daoud told his father about his interest at some point" and

"That Daoud understands his motivation for jihad and the religious justification for such"

They wanted to know if he really understands why he supports jihad. He does because he clearly says where he got the concept from [ie. the Quran, the seerah, the sahaba, ie. religious texts]

OCE "Iyad" asked the same question,

"Masha'Allah! I'm wondering what made you so multazim with your deen[religion] and supportative of jihad while living in balad al kuffar! [Land of the non-believers] Tell me brother, how it all started? Was it your parents or older brothers who directed you to embrace this deen al haq [the religion of the truth] in the right way? It is really hard to find a young man in your age with this Islamic mentality in America!"

[See Government Exhibit - OCE TWO - 37, 6/8/12]

When Daoud says, "Most of the people i give dawah (for them to support jihad)..."

OCE notes, "That Daoud's ability and willingness to Radicalize

others makes him a threat that could only increase with time,"

SO what makes him a threat is his "Radicalizing others" not "the bomb" plot he never made. And that's again, not an imminent threat [i.e. to radicalize others]. An imminent threat would be what they said when they charged Daoud. That's right. "The bomb" plot.

What's Radicalizing others? "Giving people dawah to support Jihad." Dawah means calling ^{people} ~~people~~ to Islam. If you're not Muslim, I can give you Dawah by calling you to Islam. I would then proceed to tell you ^{how} ~~why~~ you should become a Muslim because Islam is the truth and God's true religion. If you're Muslim but you don't pray, don't read Quran, or in this case you don't understand the concept of Jihad, and I explain to you where in the ^{religious} ~~religious~~ texts it says to pray, how to pray, how much Quran you should be reading, or how Jihad was understood by the Prophet Muhammad, may Allah bless him and grant him peace; this all falls under "Dawah" because these things fall under Islam. The fact that Daoud understands his own Radicalization, and where he learned the concept of Jihad from ~~the~~ religious texts, means he can teach it to others. This makes him a threat. It can only increase with time through studying and teaching the Religion.

Let's define "Radical"

Radical 'radi3l adjective 1. relating to the basic nature of something: fundamental: She made radical changes in her life 2. Supporting complete political or social reform 3. departing from tradition; innovative or progressive 4. mathematics relating to the root of a number or quantity

[See Oxford American Dictionary and Thesaurus]

Daoud is a "Radical" Muslim because he's an Islamic Fundamentalist. He doesn't understand his religion by local custom. He seeks to understand Islam from its fundamental sources: the Quran and the Sunnah. The Sunnah is the example of Prophet Muhammad, may Allah bless him and grant him peace. This would reasonably lead to the conclusion that society needs total reform. If Daoud radicalizes someone it means he calls people to the fundamental aspects of the Religion rather than common understanding or custom. Radical Islam is Islam by the Book. It means nothing else. This is what I mean, this is what Daoud means, and this is what the Government means, but they refuse to openly acknowledge this publicly, With exceptions [Donald Trump for example]. Why else would it be relevant for the Prosecutors to quote Quran and Hadith against Daoud at sentencing [see introduction].?

Here's a parable in American history: think about Mormons and Joseph Smith. Mormons used to believe in, among other things, marrying a maximum number of wives. To protect their right to fully practice their religion, they fought the U.S. government. When they lost, their prophet at the time (not Joseph Smith) makes the announcement: I just got a revelation! God says we can only have one wife now!

So the mainstream church now, no longer believes that and finds ways to sugarcoat their history. The Mormons who are serious enough to read their history and scriptures completely disagree with the status quo because this is something their prophet Joseph Smith really believed in. Mormons have a number of Fundamentalist Churches, and Fundamentalists who don't belong to any church. Only when this actually leads to a crime are any of them arrested.

The government doesn't ~~and~~ shouldn't "test their commitment" or "see if they're serious" about their Religious beliefs like the FBI and prosecutor~~s~~ did to Daoud because he's a Muslim. The foresaid summary and the following quote comes from the book, Under the Banner of Heaven - A story of Violent Faith by Jon Krakauer,

"There is a dark side to religious devotion that is too often ignored or denied. As a means of motivating people to be cruel or inhumane - as a means of inciting evil, to borrow the vocabulary of the devout - there may be no more potent force than religion. When the subject of religiously inspired bloodshed comes up, many Americans immediately think of Islamic Fundamentalism, which is to be expected in the wake of the September 11 attacks on New York and Washington. But men have been committing heinous acts in the name of God ever since mankind began believing in deities, and extremists exist within all religions. Muhammad is not the only prophet whose words have been used to sanction barbarism; history has not lacked for Christians, Jews, Hindus, Sikhs, and even Buddhists who have been motivated by scripture to butcher innocents. Plenty of these religious extremists have been home-grown, corn-fed Americans.

Faith-based violence was present long before Osama bin Laden and it will be with us long after his demise. Religious zealots like Bin Laden, David Koresh, Jim Jones, Shoko Asahara, and Dan Lafferty are common to every age... In any human endeavor, some fraction of its practitioners will be motivated to pursue that activity with such concentrated force, and unalloyed passion that it will consume them utterly. One has to look no further

than individuals who feel compelled to devote their lives to becoming concert pianists, say, or climbing Mount Everest.

For some, the province of the extreme holds an allure that's irresistible. And a certain percentage of such fanatics will inevitably fixate on matters of the spirit.

The zealot may be outwardly motivated by the anticipation of a great reward at the other end - wealth, fame, eternal salvation - but the real recompense is probably the obsession itself. This is no less true for the religious fanatic than for the fanatical pianist or fanatical mountain climber."

[See Id, pg. XXI - XXII]

And all these FBI reports were secretly labeled under "Sunni Extremism" and "the Shabaka Ranger." Daoud is a sunni Muslim. Other than the fact that Shabaka sounds like Arabic or Hebrew, the writer does not know what ~~that~~^{that} is. Joshua Herman does though.

[See Affidavit]

E. More Subtle inferences to the Plot and the Nature of the Inducement

"UCE: First Allah, then you, brother. First Allah, then you for doin all thi⁴. For helping me brother

Daoud: Jazak Alakhair [May Allah compensate you with good]

UCE: cuz I couldn't do this without you, brother. I can't do thi⁴, I can't do thi⁴ alone. I'm just one person you know"

[See UCE Audio transcripts, 9/13/12 printout, pg. 65 LN 13-22]

"UCE:... it is motivation and I know that at least in this country there are brothers who believe in Jihad the way I do and the way you do

Daoud: yeah

UCE: That makes me feel very good, brother. I love you for the sake of Allah, brother"

[See UCE Audio transcript, 9/13/12 print out, pg. 83 LN 2-11]

"How can I find someone I can trust to take me to the fight? I can't talk to anyone at the masjid [Muslim church] and I don't think any of my friends understands me... They are so in love with this dunya [the life of this world] it makes me sick. Akhi [my brother] I am desperate I have no experience and I only need a hint or a good brother to talk to who can guide me. Allah Subhanuhu wa Taala [the Creator, Glorified and High] willed that we crossed paths so if you can help me Jazaka Allahu khayran [May Allah compensate you with good] now and in the akhirah [afterlife] and I hope you understand me. I will keep you in my dua [prayers] akhi [my brother]. I feel the truth and iman [faith] is in your heart. Your brother in Allah"

[See OCE "Salah's" email to Daoud, 5/15/2012, IDFBI_001-000013.pdf]

"Please remember my parents in your dua [prayer⁴]... say duaa

for my cousin [the UCE "Mudafar"... say dua for all the Al -
[His "family", code name Salah Al-Hani]
Hani family... say duaa for all the mujahideen [Muslims, fighting for
Jihad]... say dua for our ummah [Muslim nation]... please say
dua for our brother~~s~~ and sister~~s~~ in Syria and Iraq and Afghanistan.
Please say dua for all of Muslim children who are hungry and
scared and suffering because aside from the attacks by the kuffar
[disbeliever~~s~~] their own Muslim brothers are not paying attention
to their condition... please say dua for me... I love you for
Allah's sake, and I thank Him for putting you on my path."
[See OCE "Salah's" Youtube letter to Daoud, ID FBI_001-000101.pdf,
7/26/12]

"You are in my duaa [prayer~~s~~] always akhi [my brother] and
may Allah subhanuhu wa taala [the Creator Glorified and High]
guide you always, and give you success and grant you your wishes.
Akhi [my brother] insha Allah [if Allah will~~s~~] you will let you
know if I ask too many questions and I will understand... your
very grateful younger brother"

[See OCE "Salah's" Youtube letter to Daoud, government exhibit
- OCE ONE -17, 5/22/12]

"I love you for His sake brother and inshaAllah he will use
us for His glory and the glory of out [our] Deen [religion]"
[See OCE "Salah's" youtube letter, 9/2/12, government exhibit
ONE ONE -94,]

"Akhi [my brother] Adel Allah knows how much I love you for
His sake subhahuhu wa Taala [glorified and high]. Jazaka Allahu
khayran [may Allah compensate you with good] for every word of
advice and guidance. May Allah answer your duaa and you go to
study and inshaAllah become a famous aalim [scholar], Famous

only for His sake."

[See OCE "Salah's" youtube letter to Daoud, government exhibit, OCE ONE- 59 , 7/15/12]

"... look at Yemen and how the mujahideen [Muslims fighting for Jihad] apply shar'Allah [the legislation of Allah] in Abyan and Ja'ar. I have seen reports where Muslims express their happiness at gaining their dignity for the first time because they were rightfully treated by Ansar al - Sharia [aka Al Qaeda in the Arabian Peninsula i.e. in yemen] , or in Somalia where Harakat al - shabab made tremendous and successful efforts to ease life on our Muslim brothers there..."

[See youtube letter from OCE "Iyad", IDFBI_001-000008.pdf, 5/19/12]

"... I'm with you akhi [my brother], the cowardice literally makes me sick. One either lives his life like a sheep or a lion, and subhan Allah [Glory to Allah] , the ummah [muslim nation] was asleep for a looong time. Just a handful of mujahideen [Muslims fighting for Jihad] and things are finally turning around and the world is paying attention and thinking twice before committing to another adventure... Islam over ALL!"

[See OCE "Salah's" email, IDFBI_001-000012.pdf, 5/14/12]

"Akhi [my brother] I have thought about this and I am at a point where I either talk to someone and hope to reach the right brothers or sit and give up like the millions of muslims while our ummah [muslim nation] is getting raped..."

[See OCE "Salah's" email, IDFBI_001-000033.pdf, 5/18/12]

"You know, brother I'm very concerned with what is happening to our Muslim brothers in Syria and the problem is that no one

if doing anything to stop the massacre..."

[See youtube letter by OCE "Iyad", IDFBI_001-00067.pdf, 5/28/12]

"... like I told you before this deen [religion] will not rise except by Jihad and insha'Allah we are for it to the end!"

[See youtube letter from OCE "Iyad", IDFBI_001-000084.pdf, 6/8/12]

"I have no doubt that this deen [religion] will not rise on this earth except by Jihad in the path of Allah and that's why I can't watch idly like a girl and see Muslims brutally killed like sheep in Syria and Yemen therefore I've decided to make my move and insha'Allah will show the whole world what a Muslim can do to defend his deen [religion]!"

~~[See youtube letter from OCE "Iyad", IDFBI_001-000084.pdf, 6/8/12]~~

[See youtube letter from OCE "Iyad", government Exhibit, OCE TWO -22, 6/1/12]

"I can see that you will be someone who Muslims everywhere will be proud of when they hear you defending your deen[religion] against the kuffar [disbelievers]

[See youtube letter from OCE "Iyad", government exhibit - OCE TWO - 72, 7/23/12]

"I wonder if your mosque sheikh is allowed to speak about things like that or at least what the american infidels are doing in syria?... I have to cross in a smuggling way thru Jordan. I'm working on it right now and I should be ready by the end of Ramadan as it is planned."

[See OCE "Iyad's " youtube letter, government exhibit - OCE TWO -74, 7/27/12]

"My family now knows that I'm in my way to my charity [jihad] but they tried hard to pull me back but I told them I would die

if I have to do so. now I think they are convinced that their son is no more a little boy and he can decide for himself... How are things going with you in america, the kafir [disbelieving], the americans are equally distributing troubles in our Muslim lands all over the world. Insha'Allah you Muslims of america are doing something about changing the evil policies of those infidels"

[See OCE "Iyad", government exhibit OCE TWO 76]

"I spent sometime with the brothers here on close to real fighting and I've even shot RPG! I'm ready and fully confidence that I will serve my deen [religion] in the best way ^{that} Allah set for me but if I'm killed, I pray to Allah to accept me shahid [martyr] in jannah with His pious prophets... Insha'Allah you will be a prominent scholar as I mentioned this before, we need you as a scholar who can stand up and defend his deen [religion] and guide the mujahideen in their fight elavate deen al haq [the religion of the truth]...

Brother you said you are trying to do something there [this is while Daoud is getting set up by the UCE]. Alhamdulillah [all praise is due to Allah] that will be nice because it is obvious that everyone of us should do his part and as a Muslim you can at least do something along with the people in your mosque or maybe with your sheikh to ease the sufferings of our Muslim brothers and sisters in Syria..."

[See OCE "Iyad", government exhibit, OCE TWO - 78- 8/13/12]

"Brother , I initially told them to make my move any day in Ramadan but they told me to wait until the end of Ramadan so I'm planning and preparing myself insha'Allah"

[See OCE "Iyad", ID FBI_001-000147.pdf, 7/20/12]

"Iyad" made Hijrah [migration] from Saudi Arabia to Syria for Jihad. He didn't just talk about it. "Salah" said he lived in Australia and made Hijrah to do jihad with his cousin in America. Daoud's new friends were going but he wasn't. "Iyad" said he had to wait after Ramadan was over to fight in Syria. "Mudafar" the UCE, told Daoud the same thing. Wait until Ramadan is over. The government took full advantage of the fact Ramadan was scheduled to end shortly before 9/11. Jihad is often translated as "Holy War" for a reason. It's a ^{duty} sacred and righteous deed. Islamic law explains when this is voluntary or not. When it's an obligation ^{for the individual} - not voluntary - it's a major sin to abandon it. Daoud's ^{belief} ~~belief~~ is he had to help with Jihad - generally - because of Muslim suffering due to invasions and occupations in the Muslim world. Fard Ayn - an individual obligation- a term used against him by the prosecutor - means in this context that because Muslims ^{war-caused} are being attacked, Daoud felt responsible for the suffering of all Muslim people in the world ~~that's being attacked~~. Ramadan is the month you ask Allah for forgiveness and you strive to be a better person. Why not plan on how to be a better person by thinking about Jihad?

"UCE: Yeah [America] kills innocent Muslims just because they're in the village. They're not doing anything."

[See UCE Audio transcripts, 7/17/12 printout, pg. 7 LN 14-16]

"UCE: I know. I know. and that's the, the battle that I fought inside. I knew that my parents weren't happy that I was going, but when I got there, I think the , their biggest fear was that I was going to get hurt. You know they were afraid.

Daoud: yeah, uh, but that's what all parents want. They just want...

UCE: safety

Daoud: ... your, not just safety, but they want you to grow up, have a nice house ...

UCE: I know

Daoud: ... have a nice wife, have a nice family...

UCE: That's that's for this world

Daoud: and die and do the same thing over again

UCE: That's for this world. That's not for me. That's not what I wanted. YOU know when I went, and I was there for a long time and I I helped the Mujahideen [Muslims fighting for Jihad] brothers and we fought. and I would call my parents once in a while, you know we didn't have phones in Afghanistan. Every one in a while you get ...

Daoud: Not while you're in battle

UCE: Yeah, so once in a while I'd call and I'll tell them I'm okay. Especially during the month of Ramadan, just so they're at peace. I would tell them that I'm okay during the month of Ramadan."

[See UCE audio transcripts, 7/17/12 print out, pg. 9-10 LN 25-44, LN 1-24]

"UCE: They realized my parents afterwards realized ^{that} ~~that~~ I was doing was right. and my father told me afterwards , he said what you did was the right thing to do for deen. It was the right thing to do for Islam. It was hard for, for them as parents to accept it , right away.

Daoud: yeah

UCE: But afterwards they did, they prayed for me and they gave me their permission that what I was doing was right, so...

[See UCE audio transcripts, 7/17/12, pg. LN 41-44, pg. 11 LN 1-11] Lesson here: Ask your parents when we're done.

" UCE: Even the young fight, 10-12 year olds they fight and the fight strong. In America it's hard to find --"

[See UCE Audio transcripts, pg. 13 7/17/12 print out, LN 12-16]

" UCE: ... Yeah, It's hard to find a brother whose willing to fight, a brother whose willing to make the sacrifice. Someone, a good Muslim brother who knows that the true path is not...

Daoud: In your couch...

UCE: ... yes

[See UCE audio transcripts, 7/17/12 printout, pg. 13 LN 20-28]

"UCE: It's not on the couch watching TV, or, or in a house or anything like that. So, when my cousin said there's this brother. Who, who might be able to help I said, yes I will meet him. You know, and humdulillah [all praise is due to Allah] I'm so happy that I did come you know because for a while I wasn't sure if you you were, uh, when you did come today I was very happy I'm glad that I had finally met you brother. and , really the uh, the month of Ramadan is upon us."

[See UCE audio transcripts, 7/17/12, at Id, pg. 13 LN 32-44]

"UCE: This Friday, and it's my favorite time. You

know I love the month of Ramadan..."

[See UCE Audio transcripts, 7/17/12, at Id, pg. 14 LN 4-5]

"UCE: ... yes, and I think no, this is a holy month where you become closer to being closer to Allah and closer to your Muslim brothers"

[See UCE audio transcripts, 7/17/12 at Id, pg. 13 LN 12-15]

"UCE: you know? And you make sacrifices, and there's hardship, and it's for deen [the religion]"

[See UCE audio transcripts, 7/17/12 at Id, pg. 14 LN 19-21]

"UCE: and it's my favorite month and a lot of times I think about the things I wanna achieve in my life and the things that I wanna do and during that month, it comes to me, you know? I feel, I feel at peace, I feel like ok what do I want..."

Daoud: At Ramadan, I feel like a new person

UCE: ...yes!

[See UCE audio transcripts, 7/17/12 at Id, pg. 15 LN 1-11]

Then look at the agent's solicitation,

"UCE: We can, you know the ... one of the reasons I came back to the U.S. just a couple months ago was because since the Americans are leaving [Afghanistan]. We wanna make sure they leave

Daoud: and stay gone

UCE: and and stay, and you want 'em to leave with disgrace with dishonor as losers"

[See UCE audio transcripts, 7/17/12 at Id, pg. 106 LN 15-24]

And they knew they had time to finish their plan before Daoud could successfully "travel without their knowledge" or "visibility" to Madinah University.

"MDFR: he says we have to wait for Ramadan to end. We can do

it after though. He is fully supporting our plan. Just not during Ramadan. 11:52PM"

"MDFR: Yes, he said insha Allah you will be here for a few days after Ramadan and after our charity work, you will be excepted to madinah. 11:52 PM"

[See UCE skype chat, government exhibit UC 8-12 SKYPE]

When Madinah University's school year starts it's not top secret information, like most schools, it's on their website. If you know arabic and you have internet you can see this. The school year for Madinah starts ^UMaharram, the first month of the Islamic calendar. Daoud was locked up the end of the 10th Islamic month Shawwal, Ramadan is the 9th month. [see affidavit]

Almost, if not every page in every transcript between Daoud and the agents they call Daoud Akhi - my brother -. pick up any page, and in some variation they are calling him this.

"In Sorrells, the court found that an entrapment instruction was warranted even though defendant was promised no extravagant profit for obtaining alcohol for the government informant; the informant's persistent appeal to military camaraderie qualified as a potentially entrapping inducement. 287 U.S. at 441 "

[Taken from Mayfield case]

Nothing about the transactions at issue in Sorrells, Sherman, and Jacobson can be characterized as 'extraordinary' as that term is colloquially [2014 U.S. App. LEXIS 43] understood. The entrapment defense was available because the government's solicitation of the crime was accompanied by subtle and persistent artifices and devices that created a risk that an otherwise law-abiding person would take the bait. The ploys were not 'extraordinary'

in the strong sense of that word, but they exceeded the typical sting in which the government merely offers an ordinary opportunity to commit a crime, without more."

[See quote taken from Mayfield]

Daoud wasn't paid to do this. He agreed to go because he was doing the right thing for Allah, Islam, and the Muslim people. And the agents acted like they were his Muslim brothers who also wanted to do the right thing, felt the same pain he did for his people, and continued to call him...

When I read Sorrell's "military camaraderie" I laugh. This is nothing compared to how they exploited how Daoud feels about his most sacred beliefs, his loyalty to Islam, Muslims, and Jihad. ^{in the path of Allah} The Messenger of Allah, may Allah bless him and grant him peace, said: Jihad is the peak of Islam.

Contrary to the other cases, this plot, on top of that, was quite extraordinary. Blow up a city block and let them know we don't want them in Afghanistan. Never come back. All you got to do - is push the button. You won't get away with it. You'll get away with it for many years. Do it.

Let's not live in a fantasy world. Jacobson was innocent. But he's a child molester! No body likes those cases. But you still induced him. He was still obeying the law. Sherman was innocent ~~before he was~~ of giving someone drugs. But he's a druggie! He's a Dope-head! But he was still innocent. you used what you knew about him to set him up. The CI said he was going through withdrawal. Daoud is innocent. But he's a terrorist! He said so! But he's still innocent of the charges. And you manipulated him using his most sacred beliefs, his guilt for not helping the Muslim people,

and his anger for the sake of Allah about America's injustices towards them. The fantasy world would be that Jacobson never liked boys, Sherman was never addicted to drugs, and Sorrels didn't agree to sell alcohol during prohibition, or that Daoud wasn't a fan of terrorist groups.

The best reason anyone could give to keep Daoud in jail is that he's dangerous because of his Radical belief system - HIS RELIGION. It was a reason enough to arrest him when he said Bin Laden and Awlaki are following true Islam, and I want to be a sheikh to preach that Islam. The bomb plot at this point is irrelevant. The real reason Daoud was arrested is clear. Even if him being an Islamic Fundamentalist makes him dangerous then consider: How many other dangerous people are left alone or even released from prison every day for no other reason than the fact that it's the law?

Part 4: Epilogue and the Affidavit

The other 2 cases

Before 9/14/2012, Daoud never got locked up, and never felt handcuffs prior to that night.

Since being locked up the government gave him 2 more cases. And then what? you guessed it. We'll make the other cases go away if you ~~just~~¹⁵⁰⁺ plea guilty to Weapons of Mass Destruction.

The first case ~~is~~¹⁵⁰⁺ their main and strongest case. The case I ~~just~~ went over about 200 pages. I wasn't ~~planning~~^{planning} to make it that long. I promise though, it's still ~~a~~ summary. ~~I was trying to make it brief but at the same time complete.~~

If the FBI/FIB ~~treated~~^{themselves} Daoud this way the first case, how about ~~the~~^{their} star witnesses in these other 2 cases? A jail-house Gangster Snitch and a child molester. I mean if you think somehow they are more reliable than Daoud could they ~~also~~ be more reliable than FBI agents?

This is their witness for their second "Vino" William Vincent Paschal,

"Three subjects, Sean M. Peoples, M/B/08DEC 1983, William V. Paschal M/B/12DEC1978 and Suan Paul C, Williams, M/B/29DEC1986 were ~~detained~~ with the assistance of CPD units. Victims Chakira Pasco, Darece Lake, and Antoinet Lake arrived at the scene of detention and positively identified all 3 subjects as the offenders who were inside of 12638 S. Paulina, residence of victim Darece Lake, who took their purses and other items while at gunpoint."

"Once inside they ~~seperated~~ the victims and held each one at gunpoint, as they ransack the house in there ~~attempt~~ to find something to take. The offender who was assigned to Ms. Darece A. Lake had pointed his weapon at her direction. He then threw

her on the ground, next he stepped on her hand, and demanded money from her. He then saw the chain she was wearing and took it from around her neck.

The offender who was assigned to victim chakira V. Pasco had ordered her at gunpoint to get on the ground. He then sat on her buttock as he pointed his gun in the back of her head, and after he demanded from her. She told the offender that the only money she had was in her pocket. The offender then retrieved some money out her pocket. The offender then hit her in the head with his gun and asked for more money. The offender also told her if he didn't get any money that he was gone to shoot her."

"I then questioned William V. Paschal and at 1:51 Pm he was given his constitutional rights and warnings, which he stated that he understood. He then demonstrated by ^{initialing} ~~initating~~ each segment. He also finalizes the form by signing the document as I witnessed. In our conversation he explained that he was working with a Chicago detective as a informant, regarding weapons trafficking. He had gone on to say that the victims in this incident was not the targets for the Chicago investigation. I also explained that he was not to be conducting his own investigation without the Chicago detective consent. When asked what was his part in this incident. He just stated since I didn't want to contact the Chicago detective for him, he no longer wanted to talk to me."

[See report at CPPD_001-000001.pdf, pg. 4, 9, 10, out of 17, dated 10/13/2010, Home Invasion]

This is their witness for the 3rd case, Justin Hancock, "Hancock pled guilty to knowingly transporting child pornography... See 18 U.S.C ss 2252 A(a)(1). He [2016 U.S. App. LEXIS 2] admitted

that he had 1200 videos and 16,000 images of child pornography, many of which were graphic in nature, and involved sexual acts, including sexual intercourse with prepubescent children.' His plea agreement specifically mentioned images and videos of prepubescent females performing oral sex on , or being Vaginally or anally raped by adult males."

[See United States of America v. Justin Hancock, 825 F. 3d 340; 2016 U.S. App. LEXIS 10137 No. 15-1779]

Vino is clearly a manipulator, and you wouldn't trust Hancock with the camera you used to record his statement.

Besides a phone call they said Daoud ordered the the hit on UCE, "discovered" by Vino, the gangster snitch, and the last few days Vino was recording Daoud in their cell, the whole month or 2 months they ^{were} ~~were~~ locked in a cell together ^{before that} for nearly 24 hours a day, is completely based on his word.

Then after Daoud's lawyers talked Daoud into doing the Alford plea, after they couldn't get him to sign the prosecutors' plea agreement, they receive evidence ^{that} ~~that~~ Vino got \$15,000 for setting up Daoud, getting the bond he wanted before Christmas; that his handler, the detective, Drake Carpenter was with him on the phone as he told him, "Yeah I got him to say what I needed him to say. I maneuvered man... I maneuvered like a mother fucker man..." His handler just says, "That's good... he doesn't understand the game"

[See former counsel's 2019 sentencing memorandum]

This is beside the fact that the recording they had weren't a full 24 hours in a day, and Vino knew which hours were recording. They said Daoud solicited Vino to order a hit on UCE "Mudafar"

for \$20,000. Is that what happened? And was it \$20,000 or Jolly Rancher? [See Affidavit]

Hancock wrote his statement and had it recorded twice. They claimed on May 23, 2015 Daoud attempted to murder Hancock for a drawing he made in December the previous year, due to it being religiously offensive.

They bank entirely on motive, taken from posts Daoud made in the first case to "prove" the other 2 cases. "Murder for Hire" and attempted murder of an inmate.

Hancock said he could never forget that day - May 13, 2015 - [See Hancock's video testimony]

He was not going to die. There is no proof of attempted murder and he changed his story from, "When asked why he thought Daoud attacked him he explained about 6 months ago Daoud assaulted him. Hancock said that, 'Someone must have gotten in his ear because we were friends, we had settled that.'"

[See Mcc's report, 302_014-000001.pdf]

to his sentencing video testimony saying Daoud was plotting the whole time to kill ^{him} and tried to slit his throat.

I talked to the C.O. who worked the unit that day. In the MCC report, he's interviewed too. There is no indication at all in his story, that this was as serious as they paint it. This could have been a jail ticket - 120 days no commissary - [See Affidavit]

Other Attempts to keep Daoud in Prison and the very real threat of Double Jeopardy

The first case depends entirely on Motive - he was planning this because - this is what he believed in -! Look at his messages and comments! Look at his books and magazines! Look at his videos and songs!

That's the case. The same stuff is used in the other 2 cases as supporting evidences.

Take what happened recently for example, when ^{BOP} ~~SIS~~ intelligence services in ~~MCC prison~~ ^{in MCC Chicago} labelled Daoud now as an ISIS member:

A C.O. hears Daoud having a conversation about being happy of Americans leaving Afghanistan. Pro Jihad Pro Taliban statements. So the C.O reports to Counter Terrorism of the BOP, Counter Terrorism tells SIS to search Daoud's stuff. They tell him: Do you got a cup? A mug...? Daoud hands him his cup. He's not ashamed. What's on his cup? The Shahada. Arabic writing carved: There's no god but Allah, Muhammad is the Messenger of Allah. SIS showed Daoud a copy of the Shahada drawn the same way, and Daoud confirmed it was the same thing. They said this is the ISIS flag and that the Shahada is an Extremist Slogan. They went to his stuff and took Arabic materials. They took nasheeds he copied from his discovery, his Arabic notes, said he authored them, and classified him in the Jail Entry as being an ISIS member.

Remember: Pro Taliban statements or Pro Jihad statements + Shahada Cup + (what they found) Arabic war songs / nasheeds about Saving Jerusalem = ISIS member. Daoud fears the same evidence in his case or the same kind of evidence that was used in his case will be used to justify locking him up again when he gets

out of prison. [See Affidavit]

The following are quotes from "MCC-DAOUD_001 Bate~~d~~ stamped SENSITIVE"

Description, "Enclosed is a di~~sc~~c containing reports from the MCC along with photos of items seized from your cell"

Report date: 6/5/2023

"Daoud will receive the security Threat Group assignment of ISIL-ISIS" pg. 14

"On September 14, 2012, when Daoud committed his instant offense, ISIS did not exist formally. Over time and based on the aforementioned information it appears Daoud has become a supporter of ISIS and their version of Islam. Instead of stepping away from radical ideology, Daoud has embraced it. Daoud appear~~s~~d to be escalating his support for ISIS, which is concerning with his upcoming release date of May 3, 2026." pg. 13

"Inmate Daoud was talking to inmate Smith about 'Osama Bin Laden' and supporting of 'Taliban in getting Americans out of Afghanistan... Inmate Daoud was specifically talk~~ing~~ing about a 1000 pound bomb'" pg. 2

"Inmate Daoud would often state an extremist Jihad ITO belief and attempting to get Inmate smith to agree" pg. 3

"Both Inmates st~~at~~ated they would not engage in similar conversations" About the Cup,

"Inmate Daoud explained that the fl~~ag~~g/Ar~~ab~~ic writing was a flag the Prophet Muhammad rode, with into battle and translated to 'There is no God but All~~ah~~h' and existed long before - ISIL'" pg. 5

Then the Ar~~ab~~ic writings,

"IA Boussay noticed that the Arabic writing had nothing to do with Arabic media outlets or Daoud's criminal case and instead was handwritten Nasheeds, or chants often found in the background of ISIS propaganda videos." pg. 5

"Additionally an open - source search of the nasheeds/chants yielded negative results. This means Daoud created them, and he did not derive them from something already written." pg. 14

"Daoud wrote a song titled 'the Fighting of the soldiers of God' This song, appears to be about the conflict between ~~Palestine~~ Jerusalem and Palestine." pg. 7

"Daoud wrote another song about Jerusalem titled, 'Jerusalem is calling us' '... about the mujahideen killing people of the Jewish faith and 'taking back' Jerusalem'" pg. 7

"The final song is about waging Jihad against the disbelievers, those that have transgressed against Islam and the awakening of generation." pg. 8

"Subject: Discussion of International Terrorist (ITO) Support and Recruitment." pg. 7 *Sound familiar?*

[Compare with Affidavit]

Their latest Attempt

While I was making this document, leaks of what I was writing were obtained by the Prosecutors and were used during the sentencing proceedings June 22nd and 23rd 2023. UCE now makes the claim Daoud did the wires, acknowledges knowledge of Daoud going to Madinah University, and shys away from bringing up who brought up the target, the car bomb, and the date.

Daoud was invited shortly before sentencing by the prosecutor, Barry Jonas, to see discovery he wasn't able to see in MCC prison.

This happened on approximately 3 occasions. One video was viewed by Daoud of him walking away from the car bomb. He told his assistant Quinn Michaelis that the angle of the video is not good because you can't see that Daoud was following UCE, and not meeting him as the agent reported. June 23rd this video which was never an exhibit before was played at his resentencing hearing with a short notice shortly before the hearing, and after he went to their office and talked about the video with Ms. Michaelis.

The Ipod classic was finally given to Daoud to see in one of these meetings. The screen was broken, and it wasn't working despite the fact he was provided with a charger. The Ipod classic had everything he was consuming from his computer. And only samples of his computers were copied. If videos and songs are evidence, really evidence in this case then that means the Government, has again, destroyed evidence.

"Justice delayed is Justice denied."

Martin Luther King Jr

Sincerely,

Adel Daoud

US District Court
Northern District of Illinois
Eastern Division

USA	12 CR 723
v.	13 CR 703
Adel Daoud	15 CR 487

Affidavit in Support to the Attached Memorandum

I hereby affirm that the following facts are true, correct, and complete. That I am of majority age, and competent to state the matters herein. In support Affiant, Adel Daoud, will state the following:

The first Case

1. THAT I never had an actual plan to commit the bombing before meeting UCE, or OCEs.
2. UCE wanted me to help him with his group's plan
3. I was not able to come up with more ideas on how to do an attack. This is why I gave him targets instead.
4. When I gave him the targets, I thought my job was done. UCE pushed me to participate
5. UCE told me to take pictures of the target once I agreed.
6. UCE insisted that I pick the target from my list. When I said a military base, he didn't agree. When I said a bar, he agreed
7. UCE came up with using a car bomb
8. The FBI picked the date of the operation. I never told someone 'let's bomb the week of 9/11 before I go to Madinah University', or something to that effect
9. Before pushing the button, I never activated the bomb, attach wires, or help make the bomb

10. UCE told me and promised me multiple times that I would not go to jail for helping him, and that this operation would be successful. The purpose of the attack was to tell America to leave Afghanistan and stop murdering Muslim people in other countries, including their support for Israel and tyrannical governments in the Muslim world

11. If UCE never made me these promises I would never participate

12. If I thought for any reason that this plot was morally wrong or sinful, I would never agree.

13. If I thought that for whatever reason UCE was no longer able to produce the bomb, I wasn't going to make one myself, or do any terrorist attack without him.

14. When UCE gave me the ultimatum to come 'only if I believe in Jihad', I understood that to mean that if I didn't come with him I would be a fake Muslim and a bad person who God would punish. "No matter what happens, at least I won't be a hypocrite." Was my last thought before pushing the button with UCE.

15. I believe the Quran is the literal words of Allah, and that Muhammad, may Allah bless him and grant him peace, didn't speak from his own desire but revelation inspired by the Almighty. Jihad is in the Quran and the teachings and life of prophet Muhammad, may Allah bless him and grant him peace. To disbelieve in anything God or His Messenger said, or to even doubt it is considered disbelief in my Religion. UCE told me his sheikh wanted to make sure 'i have no doubt in my heart.' A hypocrite ie. a fake Muslim is condemned in the Quran more than anyone else. I felt that refusing to come with UCE meant what he said, namely, "Jihad is something you believe in", "it's not something someone can

force on you, because you know in Islam you can't force anybody" and "Jihad is something you believe in. Either you believe in it or you don't." I.e. if I didn't come, then I didn't believe in Jihad. Therefore I would be rejecting the Quran and the Sunnah of Muhammad, may Allah bless him and grant him peace. I would be a hypocrite, a fake Muslim, an apostate, and an infidel. When he said "in Islam you can't force anybody" I thought he was referring to verse 2:256 of the Quran: Let there be no compulsion in religion... which is a verse explaining not to force nonbelievers living with the Muslims to become Muslim. No body was forcing me to be a Muslim or believe in Jihad specifically so I said Yes, I believe.

16. I was not testing UCE when I asked him the legal ruling if American women specifically were lawful targets in Islamic law. He looked me in the eye when I asked that question, and told me yes. I believed him.

17. I asked UCE about the permissibility of targetting American civilians during a Skype text chat during the month of Ramadan. He said his sheikh knew scholars more knowledgeable than the Sheikh I talked to, and that Osama bin Laden, may Allah have mercy on him, understood Jihad more than any sheikh in America. He gave me the above stated ultimatum, and told me not to talk to the sheikh again. [the ultimatum, i.e. Either you believe in Jihad or you don't]

18. I told UCE I wanted to press the button with him. Meaning, we can press the button together. When I pressed the button, we were both holding the remote, and we were therefore pressing the button together. That was my intention.

19. Then UCE let go the remote, and told me, "Press the button

again, brother." I did and when "we" were getting arrested he screamed, "How did they know?!??!" This ~~is~~ ^{is} not on the audio provided to me. And I still never ~~saw~~ ^{saw} the video where we ~~pushed~~ ^{pushed} the button.

20. The Audio was tampered with, and I know because I was the one being recorded. One example, is when UCE was driving me downtown on 9/14/2012. It was Sunset, and that coupled with the lights of the skyscrapers looked beautiful to me, so I said, "Masha Allah, so beautiful." Meaning, Allah has willed, so beautiful. UCE looked at me with ~~dis~~belief and there was a dead silence. I waved my hands in fear, "I wasn't praising them in any way! I just like the landscape!" Meaning I'm not praising the American disbelievers. I'm loyal to Islam. But it looks beautiful.

21. The dead silence didn't end until I broke the ice by saying, "Would it hurt them if we targetted the Sear~~ch~~ ⁶ tower?" Then he finally spoke and said, "Yes. it's worth millions of dollars." I said "maybe we should target ~~that~~ ^{that} one next" and laughed.

22. This ~~is~~ ^{is} not in the Audio. Whenever I said, "Masha Allah" it sounds faster and sarcastic. "Masha Allah so beautiful maybe we should target that one next, hahaha!" Is all that's left from the above dialogue. I told Herman this whole story and I asked Durkin and Herman for years ~~by~~ ^{by} all means of communication to get me an audio expert and they would ignore me.

23. The UCE on 9/14/2012 told me to do the wires in the car bomb. He asked me to do this previously and I told him no. I never helped with the wires. On 9/14/12 the car bomb was already parked in a parking lot right next to the bar. I went inside of it with UCE when he parked his car next to the bomb car. The wires were already connected and had yellow wire caps around them. UCE told

me to tighten the caps. I had my hand over one but I didn't touch it and I was afraid to. He gently twisted my fingers around it and said, "Like this." When I saw how simple his request was I twisted the ^{second} cap and said, "I overestimated the difficulty." He responded, "^{Yeah} yes you overestimated the difficulty." The caps and the wires, resembled an old light bulb that was still on, but you can still twist tighter.

24. I do not know every time they changed the Audio recordings because they were very long.

How the FULL Investigation Began

25. I read redacted evidence pertaining to my case which I no longer have.

26. The document 302_002-000001.pdf, the FBI Report said they were already spying on my email account ~~dr~~bnigga21@yahoo.com along with other email accounts before they launched their "Full" Investigation on me on 5/10/2012. They made no mention of any warrant. This same introduction is repeated and redacted in many documents and none of them mentioned any warrant or justification for this surveillance.

27. They, the FBI, said that I made the post that I would make "the bomb" if I could find the required materials, on ansar1.info - ansar al mujahideen- I never made this post and I never said this

28. They had Redacted OIAs- otherwise illegal activities. This included how much money they can give someone to establish credibility at one time, and a larger sum of how much they can spend per operation. It included reposting pro-jihad videos on pro-jihad forums

29. OCE "Salah" commented on the document labeled DCa_001-000455.pdf, 7 points. These points were redacted, which I read multiple times. To the best of my ^{re-}collection, almost verbatim, he said the following:

The based on his communications with me that

- (1.) That Daoud understands the implications of his statements
 - (2.) That Daoud told his father his interest at some point
 - (3.) That Daoud understands his motivation for Jihad and the religious justification for such
 - (4.) That Daoud doesn't see a distinction between civilians and military personnel. That his Radicalization is at an ~~advanced~~ advanced stage, and any attempt to persuade him to a different idea or concept is unlikely to succeed
 - (5.) That Daoud plans to study abroad to Madinah University with the goal of eventually joining an armed jihadist conflict overseas, but still remains devoted for armed Jihadist action in the United States.
 - (6.) That Should he be stopped from traveling, by say say, law enforcement, then committing an armed Jihadist attack in the U.S. will become his priority.
 - (7.) That Daoud's ability and willingness to radicalize others makes him a threat that could only increase with time
30. All the FBI reports had captions redacted marked, "Sunni Extremism" and "Shabaka Ranger." I am a Sunni Muslim.
31. I told Thomas Anthony Durkin and Joshua G. Herman that I was able to read the redacted texts. This was some time after the Appellate Court refused to let them see it and they tried to get a hearing in front of the Supreme court.
32. When I told Durkin and Herman this information in the courthouse

legal visiting room, they darted their eyes, got scared, and said "We cannot ^{it} ~~use~~." And that if they did the government would remove them from being my counsel.

33. Prior to that I brought up the Redacted evidence to Joshua Herman during a legal visit at MCC prison. He said, "Do you know what Shabaka Ranger is?" I said, "No, what is ~~is~~ it?" He got scared and stopped talking.

More on the First Case

34. I have no ideology besides Islam. I was studying and I'm still ~~studying~~ studying to become a scholar of Islam

35. When I told OCE "Iyad" about discussing plans, I was not talking about the bomb plot or some other terrorist attack.

36. When I told OCE "Salah" that I had a realistic idea if he came to America, I was not talking about the bomb plot. I was not planning on doing a terrorist attack with him if he came either. I thought I was clear on that when I told him I was expecting to go to Madinah University right after Ramadan.

37. I was never going to do a terrorist attack because I was planning to go to Madinah University right after Ramadan for at least 6 years, and probably more because of my interest in Islamic sciences. The bomb plot was not my invention.

38. My other reasons for not wanting to do a terrorist attack besides my plans to travel, included not wanting to go to prison for the sake of my parents, and not being capable of doing any attack that would effectively change U.S. Foreign Policy.

39. I hated Israel since I was 11 years old whenever I tried to find Palestine on the map and I was briefly explained why.

40. I hated America since I was 12 years old. I listened to Shaykh

Anwar al Awlaki, may Allah have mercy on him, since I was 13 years old. Awlaki didn't join Al Qaeda yet and was still considered a popular and moderate Islamic speaker. I was also a "moderate Muslim." I disagreed with 9/11 growing up, but I understood the motive.

41. I only believed 9/11 was an inside job by the U.S government for a year including when I made the "Osama bin Laden I know" powerpoint project for school senior year high school. I watched Osama videos since I was 17 years old. After I became a supporter of Al Qaeda I found out that Shaykh Awlaki also joined Al Qaeda.

42. I wanted to become a scholar of the Religion because I love reading books and teaching people what I learned from those books. I grew a love for being outspoken, and speaking the truth even when I would be misunderstood by people or If I offended others, including the U.S. government.

43. I wanted to be a scholar who would not not censored or compromised by the U.S. government or any government. I had the intention to tell Muslims the truth about our Religion even about Jihad or controversial issues besides Jihad. I had the intention that if someone told me, 'Daoud, don't preach about ABC' that I would preach ABC.

44. Everything I searched about whether it was Halal to kill civilians, or to conduct suicide bombings, etc was part of my learning of what is acceptable in Islamic law concerning the Just war God named Jihad. These were not part of plans for a terrorist attack.

45. Everything I watched such as 'how to make a pen bomb' or 'how to make tnt' was due to curiosity and boredom online. I

never made or tried to make these things, even for fun.

The book I had on my kindle about IEDs was confusing to me and I stopped reading it after a few pages. I found that same book in a bookstore catalogue.

Inspire had well written articles and good quality designs and images. It was a cool magazine. The fact that it had bomb articles in some of them made it even cooler.

The Organic Chemistry of explosives book never worked when i clicked on it, and neither did the illustrated sniper skills book.

46. Being a Shaheed is a good thing because Allah said in the Quran it's a good thing and that the shuhada i.e. shaheeds ~~with~~ will be with the Prophets in Paradise. I don't know when or how I will die. I hope one day, somehow, I will be a shaheed. It's recommended in my Religion to wish to be a Shaheed, and our Prophet and many of his companions asked to be martyrs and many really did. May Allah bless them, accept them, and grant them peace forever. Ameen.

47. I called myself a terrorist because my loyalty to Islam and Muslims, and specifically Quran surah 8 verse 60: and prepare what you can against your enemy and the enemy of Allah from power and steeds of war in order to terrorize them... an Islamic terrorist terrorizes the enemies of Islam in order to defend Justice and earn God's pleasure. That's the concept. It has nothing to do with a specific plot to bomb something.

The Second Case

48. Vito William Vincent Paschal asked me for \$20,000, ~~and~~
- To get a bond -
while we were in a cell together in Kankakee. Then, when I said I have no money, he asked if he did something bad to me if

my parents would pay him to stop. Then he asked if I'd pay him to do a terrorist attack. I said no.

49. He kept asking me about my case until I told him the whole case. He learned also a lot about my personal life including the house my family has in Egypt. He got the number of the agent because he would ^{snatch} ~~snatch~~ pages from my discovery while I was reading and tell me to identify them.

50. VINO would punch me, pull my hair, twist my arm, "borrow" a ton of commissary and phone calls and never pay back, and constantly yell and insult me, which I could do nothing but insult him back. He would make open and subtle threats against me. He would threaten to beat me up and told me about an "Arab boy" that got raped in the unit next to us, which he didn't stop. There were no other Arabs besides me while I was in that jail, or even Muslims at all besides 3 during the 4 months I was there.

51. I had a cellmate that was Muslim and the pod worker, I called "drey." They moved him 4 cells down because "that's where they usually put the pod worker," he told me. Then the police put VINO in my cell.

52. VINO ordered me to practice a code at random that I didn't understand until I got the 2nd case. He told me he wanted to kill UCE for free because he wanted to. He also wanted a \$20,000 loan to bond out of jail from his "assassin" who he wanted me to call. He wanted me to say the code to the "assassin" so the "assassin" would believe that I was a real person and would pay VINO the \$20,000 back to pay back the "assassin."

53. The code was:

You got the picture?

How much you got?

20gs.

We would always have the same parts, with me saying "20gs." He told me to practice it randomly which I did. Do you got the Picture? I'd start till the end.

When I asked what picture he was talking about he, "You know! A picture! Like a painting!"

When i screamed "what 20gs I don't have any money!" He told me he knew but it was just to get a loan from the "assassin" for him to get a bond.

When he explained to me he wanted me to call the assassin from my phone, ^I screamed "Hell no!"

Vino shook me and yelled at my face, "YOU'RE GONNA DO YOUR PART!!"

54. Vino changed that code after I practiced the old code in the recorded cell to "How is uncle Mike doing."

55. Vino ordered me to give him a "gift" while we were in the recorded cell ^{for} after he order ^{-ed} the "assassination" of UCE. I screamed, "What you want? Commissary?!" He yelled, "DON'T TELL ME WHAT THE GIFT IS!"

56. Vino tried to set me up with a fake terrorist he called "Taha." When he told me he wanted me to talk to Taha on the phone, I wrote a list of questions to make sure he's not another ^{then} spy, and explained it to Vino upon him asking me, he ripped my questions while screaming and cancelled the call.

57. The entire time I wouldn't move cell^s or complain because last time I did that people were calling me a snitch and I feared for my safety.

58. Guards in Kankakee called me privately while Vino was recording me and asked me if he was bullying me. I lied and said no, he's a nice guy.

59. I told Vino while we were recorded about the assassination, "You know I got nothing to do with this right?" He screamed, "WHAT YOU MEAN YOU HAVE NOTHING TO DO WITH IT" This isn't in the recording

60. I asked Vino if he'd snitch to go home to his family. He was almost asleep but immediately got up and screamed, "DID YOU JUST CALL ME A SNITCH?!?" I was scared to indicate to him in anyway that I knew he was a snitch.

61. I knew he didn't kill anyone when I made the call and lied when I said I was relieved. I was happy when they moved me back to the other unit without him.

When he said the agent was dead, I gave him the "gift" which was a Quran translation - because he needed one - and commissary I knew he liked including Jolly Ranchers, donuts, and tortilla chips. I never agreed or understood that I ever have to pay him \$20,000.

62. I was more scared of Vino than the possible consequences in court. I thought, "What are they gonna do? Give me more discovery?" That was less scary than making Vino mad. When I left the unit, he by this time, memorized ^{my} phone password and stole the rest of my phone money.

63. I did not solicit Vino to kill UCE

The Third Case

64. I did not attempt to murder Justin Hancock

65. On or about January 31, 2023, tuesday, I went down to medical

services at MCC Chicago prison for a blood test. I was in a room with J. King and nurse Holubik. King was the C.O. working on the unit the day I attacked Hancock on May 23, 2015.

66. King said he thought there was a fight, and didn't even know there was a stabbing until the other police told him. He went to Hancock's cell and said, "What? What happened?"

Hancock said, "Daoud attacked me."

King lips, "Yeah, whatever," calls the lieutenant and this was the first time he ever had to call the lieutenant for something

67. The story was humorous and at no point of time did it sound like attempted murder. I did not ask King to tell me the story and he insisted that I listen. I listened to his side of the story with Holubik.

MCC search of my stuff May 2023

68. SIS Harris called me and another prisoner and told me that someone overheard me talking to Inmate Smith about a 1000 pound bomb and Osama bin Laden. I told him that's my case and I was talking to him about my case. He told me, "You better stop talking about that stuff, or not, I don't care." I never agreed to stop talking about it.

69. Then a couple weeks later I got a visit from SIS Baufard (check spelling) and she informed me that they were going to search my stuff. Then she specifically about "a cup... a mug..." I asked her if she wanted to see it, and I knew what she was talking about. She said yes. I brought it back and showed her without shame because I had the Shahada carved on the cup. She showed me a print out of the same thing from the internet, and I confirmed it was the same. She told me this is the "ISIS flag"

70. I told her this is Arabic for "There is no god but Allah, Muhammad is the Messenger of Allah", that this is the Islamic flag and any Muslim could use it.

71. She said the Shahada is an extremist slogan. I told her "No it's not, it's in our prayer, our call to prayer, you need to say and believe this to be a Muslim." When I said this same thing is written by many groups and flags, including Saudi Arabia, she insisted this was used by ISIS because of its design. I told her I understood what she meant but what she was saying doesn't change what I'm saying. LT. Crout who was with her said, "You're right" or "He's right" referring to me.

72. I told SIS Boufard that the Arabic writings were part of my learning Arabic and stuff I copied from my discovery. I told her Media is used in my discovery and a lot of it is Arabic. I did not mean to say and I did not say media "outlets." I do not know everything that was taken because I have a lot of legal materials, Arabic, papers inside and out side the legal boxes they searched. I did not agree with her reasoning to take my cup because many prisoners put flags or otherwise mark their cups to prevent them from being stolen. I put my religion on mine.

73. SIS Baufard promised to give me back my papers, all of which was not part of the copies used against me in court or in the CD provided for me. I had a lot of Arabic notes that I was using to learn Arabic, besides the stuff I copied from my discovery.

My Former Attorneys

Joshua G.

74. My former lawyer, Thomas Anthony Durkin and Herman told me I'd go to trial the whole time I was incarcerated until almost

7 years into the case, Durkin talked me into doing the Alford plea pleading , "I don't want to see you get hurt." He insisted that I sign the prosecutors agreement, but when I told him it's against my religion to sign false confessions, he insisted instead on doing the Alford plea so I can maintain my innocence, and this is something he brought up before.

75. Durkin and Herman brought up the idea of signing multiple times but I was not interested in the deal and I still wanted to go to trial to prove my innocence. Once they called me to the prosecutors' office and my mom was allowed to bring in real homemade food. My lawyer~~s~~ were there, my parents were there, and the prosecutors were there briefly and then left me to talk to my lawyer~~s~~ and parents. The whole purpose of the meeting was to get me to sign and for my parents to encourage me to sign. I wouldn't sign. Another meeting like this took place and it was still not successful. Durkin asked the prosecutors if they could agree to an Alford plea since I insisted I was innocent. They said no. This was the first Home Food meeting. One of the prosecutors, I believe William Ridgeway, told me that I wasn't "as bad" as the other Muslims with terrorism cases, and this is withstanding the fact that I had 3 cases. I asked them if Joining the Free Syrian Army would be considered cooperation since they are openly being funded by the U.S. Government. Ridgeway said that to send me to Free Syrian Army "would be Treason," Durkin thought the whole thing was crazy.

The deal~~s~~ offered to me consisted of pleading guilty to attempted Use of a Weapon of Mass Destruction, and dropping the other 2 cases.

76. When I got sentenced, and the prosecutors appealed the sentence and won, I came back to MCC Chicago. I asked Durkin if I had grounds to take back my Alford plea. He said I had "plenty of grounds" because I "didn't get any benefits from the Alford plea" and they treated me "just like a guilty person". I said "Good. Take back my plea. I'm going to trial." He started screaming, cursing, and refusing my request while saying it was "a suicide mission" and I repeated his yelling screaming and cursing a few times. I told him "What's the difference? This is the same case. Nothing is different" He gave me an ultimatum, "If you want to go to trial you might as well fire us." So I did. While I was doing that, I consequently found out that the funds he was still receiving from my dad was extortion and fraud and I filed on this previously. This included Durkin, Herman, and Dr. Steven Xenakis. My allegations made so much sense Judge Lee finally allowed Durkin to leave my case. ^{And found me competent without drugs} Barry Jonas said in court over the phone that Durkin tried to get him to agree to a competency hearing "to cover up what he's doing."

The Cheating Prosecutor

77. Shortly before the first days of resentencing proceedings in June 22 and 23 2023, in about 3 occasions, I was invited to the courthouse to use laptop in the prosecutors' office to view discovery I could not see in MCC Chicago's discovery computers. My sidebar counsel Quinn Michaelis was there these occasions.

78. There was a video I watched on one of these occasions on the laptop, and I explained to Ms. Michaelis that it was not a good video because of the angle. You cannot see in the video that I am really following UCE and UCE claimed that I met him

alley rather than following him. It also didn't show the pushing of the button. AUSA Jonas said they could see me and Michaelis on camera but not hear us. UCE for the first time testified that I met him in the alley at resentencing, consistent with the report he made, but not brought up his last testimony 2019. More importantly, this video was not an exhibit ever played in court until after this meeting and the fact it would be an exhibit was shortly given before resentencing and after the aforementioned meeting.

79. The videos that didn't work in the jail didn't work in the prosecutor's laptop provided to me in the courthouse. I have never seen the video of UCE and me pushing the button.

80. On the 3rd meeting they finally brought me my Ipod classic, which I had on my person the night I was arrested, and was working on that night. Upon seeing it, it didn't work even though the government provided me with a charger. The screen was broken.

I had over 700 nasheeds, not all pertaining to Jihad, and I had over 2000 audio files on Islamic lectures, and not just by Shaykh Anwar al Awlaki but over a dozen scholars and over a dozen Islamic topics. The entire Quran by multiple reciters, audio books, videos, and everything I was actually playing from the files saved on my computer were on this device. Only samples of the computer files from my house were provided to me or could be provided to me according to AUSA Jonas

81. Pages of this Memo before I completed it, were used and pre-refutation attempts of what I wrote were made so far during resentencing; One example is the claim that I connected the wires. This was not in UCE's last testimony, nor was the video where they claimed I did this. I did not connect the wires.

82. I asked Barry Jonas in the last aforementioned meeting for the other angles of the aforementioned video where I walk away from the car bomb. He said, "Do you need the other angles?" I said yes. He never provided me the video

My Fear of Retaliation

83. I am not an ISIS member or a member of any organization

84. I believe my prosecutor, Barry Jonas, takes my case personally because he is a jew, and I said a lot of things against the State of Israel and jews; specifically the Zionist Jews. These things were quoted many times throughout my case even though it has little to do with the accusations. I only found out Jonas was a Jew within the past year. He mentioned taking a day off for a Jewish holiday in court.

85. I told UCE to announce his attack through Al Qaeda. I believe ISIS has been brought up in my case in the news and in court to keep my case relevant, and to pave the way to prosecute me again using the same and/or similar evidence, such as nasheeds.

86. I fear for Retaliation coming by or through the U.S. Government for the things stated herein.

Verification

I, Adel Daoud, will affirm under the penalty of perjury that the information stated herein in the attached Memorandum "Daoud's Sentencing Memorandum with Attached Affidavit/Objections to 'Government's Factual Basis for Defendant's Plea of Guilty Pursuant to North Carolina v. Alford'" is true and that I have written/typed and read this Affidavit and submit the same with purpose. That this is being submitted for the reasons requested within the body of these documents. Affiant declares under the penalty of perjury pursuant to 28 USC Sec 1746 on the 6th day of July, 2023.

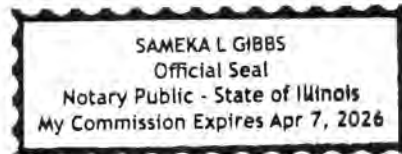
Respectfully submitted

Adel Daoud

Notary

[Signature], Date 7-11-23

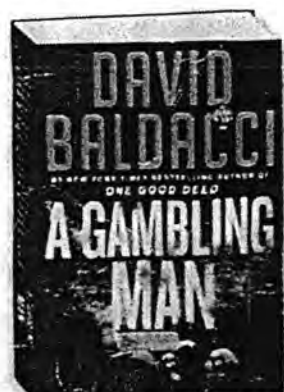
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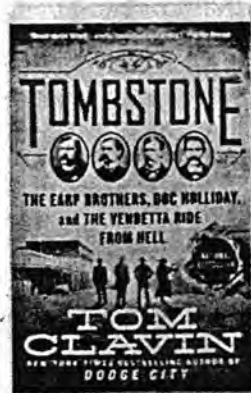
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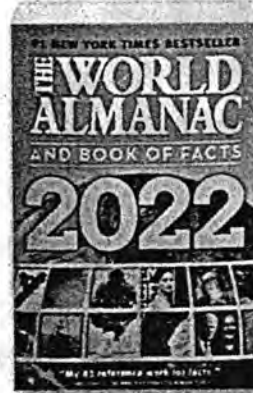
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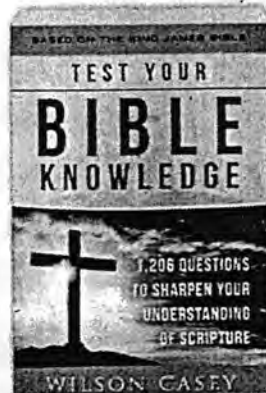
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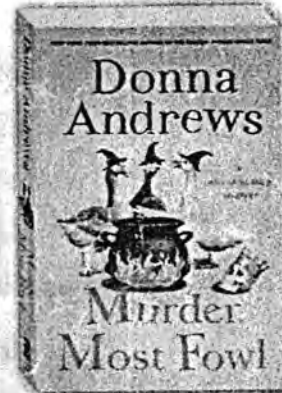
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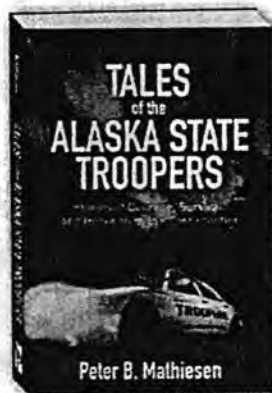
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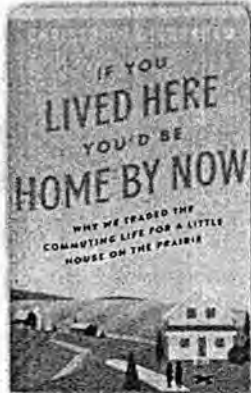
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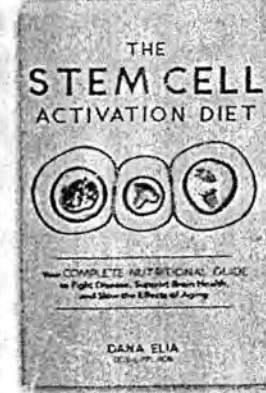
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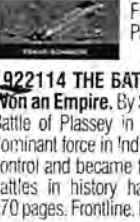
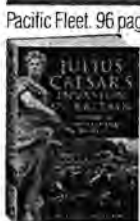
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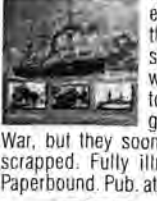
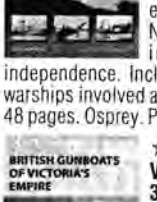
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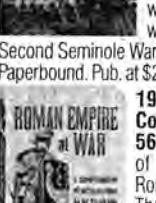
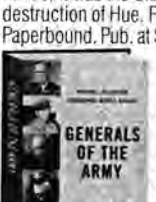
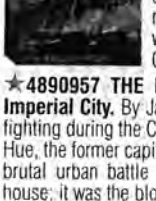
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Appeals court vacates 16-year term in Loop bar terror plot

BY JASON MEISNER

A federal appeals court has thrown out the 16-year prison sentence for a suburban Chicago man convicted in a terrorist bombing plot, saying the judge paid only "lip service" to the seriousness of the crime and overplayed the defendant's immaturity at the time the FBI caught him in the sting.

The ruling Tuesday by the 7th U.S. Circuit Court of Appeals sends the case of Adel Daoud back to the district court for resentencing, marking yet another twist in an unusual terrorism case that began more than nine years ago when Daoud was just 17.

In addition to terrorism charges stemming from the plot to bomb the Cactus Bar & Grill, Daoud pleaded guilty to separate indictments accusing him of soliciting the murder of the undercover FBI agent at the center of the sting operation and attacking a fellow inmate with a jailhouse shank while awaiting trial in 2015.

Daoud, now 27, is being held at a federal prison facility in Kentucky and is currently scheduled for release in May 2026.

In its 26-page opinion, the appellate court wrote that in handing down the lenient sentence — which was less than half of the 40-year term requested by prosecutors — U.S. District Judge Sharon Johnson Coleman "sterilized Daoud's offense conduct in ways that cannot be reconciled" with the facts.

The appellate panel wrote it was particularly puzzled by Coleman's "general emphasis on Daoud's awkwardness, goofiness and impressionability," saying the record did not reflect that those character traits played a major role in his crimes.

"We do not see how social ineptitude could excuse repeated violent criminal behavior that reflected an extraordinary disregard for human life," Judge Amy

St. Eve wrote in the opinion, which was joined by Judges Kenneth Ripple and Michael Brennan.

In an emailed statement, Daoud's attorney, Thomas Anthony Durkin, wrote the wrongheaded opinion slapped away the "sound discretion" of a good judge with an intimate knowledge of the defendant.

"In hindsight we should have tried these cases so the public could have seen the callousness and absurdity of the government's tactics," Durkin wrote.

Daoud, of Hillside, was 17 when he came under FBI scrutiny in 2011 while exchanging messages online about his hatred of the U.S. government and his desire to die a martyr.

FBI analysts posing as terrorists eventually got Daoud to meet with an undercover agent, who was purportedly their "cousin" interested in waging jihad.

Over several months, Daoud and the agent met a few times in the Chicago area to discuss potential targets for an attack, including movie theaters, a suburban mall and military recruiting centers, prosecutors alleged. Daoud's handwritten notes he brought to one meeting made reference to a "big bomb."

In one meeting in Villa Park in August 2012, Daoud allegedly told the agent he wanted to maximize the carnage so he would feel like he "accomplished something."

"If it's only like five, 10 people, I'm not gonna feel that good," Daoud said in a recording that was played at his sentencing hearing. "I wanted something that's ... massive. I want something that's gonna make it in the news like tonight."

Daoud was arrested in an alley across from the Cactus Bar & Grill on Sept. 14, 2012, after he twice pressed the detonator to what he

thought was a 1,000-pound car bomb he'd parked outside the crowded pub.

Two months after his arrest, Daoud was being held at the Kankakee County Jail when he offered to pay \$20,000 to his cellmate to have fellow street gang members track down and murder the agent who'd deceived him, saying that "all spies must die," according to prosecutors.

In May 2015, Daoud attacked a fellow inmate at the Metropolitan Correctional Center, using a toothbrush he'd fashioned into a shank to slash the victim while he slept in his cell, prosecutors said. Daoud was allegedly angry the inmate had previously drawn

a picture of the Prophet Muhammad, which Daoud considered an insult to his religion.

In early hearings on the charges, Daoud was prone to frequent outbursts in court and once

accused Coleman of being a reptilian overlord. The judge eventually found Daoud mentally unfit for trial and sent him to a federal facility for treatment. A year later, he was found to be rehabilitated.

In issuing her sentence in May 2019, Coleman chided both sides for infusing their arguments through the years with "hyperbole and hysteria" and said it was clear in many of the recorded conversations that Daoud was an "immature young man" who was easily egged on by the undercover agent.

But the 7th Circuit said in its opinion that Coleman had given "short shrift" to Daoud's intentions. Not only was Daoud undeterred when the FBI offered him opportunities to call off the bombing, "the possibility of mass casualties excited and motivated (him)," the opinion stated.



Adel Daoud

Durkin's
written comment
after Appeal

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

1 UNITED STATES OF AMERICA,) Docket Nos. 12 CR 723
2) 13 CR 703
3) 15 CR 487
4 Plaintiff,))
5)
6 vs.)
7)
8 ADEL DAOUD,) Chicago, Illinois
9) January 27, 2022
10 Defendant.) 9:38 o'clock a.m.

TRANSCRIPT OF PROCEEDINGS - TELEPHONIC MOTION
BEFORE THE HONORABLE JOHN Z. LEE

TELEPHONIC APPEARANCES:

For the Plaintiff:

HON. JOHN R. LAUSCH, JR.
United States Attorney
BY: MR. BARRY JONAS
219 S. Dearborn St., Suite 500
Chicago, Illinois 60604

For the Defendant:

MS. QUINN A. MICHAELIS
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Chicago, Illinois 60603

DURKIN & ROBERTS
MR. THOMAS A. DURKIN
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Chicago, Illinois 60604

LAW OFFICE OF JOSHUA G. HERMAN
BY: MR. JOSHUA G. HERMAN
53 W. Jackson Blvd., Suite 404
Chicago, Illinois 60604

Also Present:

MR. COLLIN SMITH, MCC
MR. ROBERT STEELE, MCC
DR. BONNIE NOWAKOWSKI, MCC
DR. DAVID SZYHOWSKI, MCC

1 And at this point in time, Ms. Michaelis, Mr. Daoud
2 is still seeking appointment of new counsel?

3 MS. MICHAELIS: Yes, your Honor, that's correct.

4 THE COURT: Mr. Jonas, does the government have a
5 position one way or the other with regard to Mr. Daoud's
6 request for new counsel?

7 MR. JONAS: Judge, we've got no position with regard
8 to the request for new counsel. If given the opportunity, I
9 would like to respond to Mr. Durkin's filing yesterday if this
10 is the appropriate time.

11 THE COURT: If you want to make a record, you can go
12 ahead and do so now.

13 MR. JONAS: I'll be brief, your Honor.

14 Mr. Durkin made a filing accusing the government of
15 improper motivation -- improper motives, specifically trying
16 to take advantage of the defendant's mental health issue,
17 according to Mr. Durkin, and as a result, the government -- it
18 appears the government is not filing a motion requesting a
19 competency hearing for these improper motives. Nothing could
20 be further from the truth.

21 Mr. Durkin and I had several conversations over the
22 past weeks where he asked the government to file something. I
23 told him I do not have firsthand information which would
24 warrant filing a competency motion. So, he, I think, was
25 annoyed at that. I think he views it that if the government

1 files a motion, it gives him cover.

2 Accusations of the defendant's mental health to the
3 Court, the defense -- Mr. Durkin's position that the
4 statements, the accusations against him are false. In other
5 words, if the government filed a motion that defendant was not
6 competent or seeking a competency hearing, it gives Mr. Durkin
7 cover against the accusations.

8 Mr. Durkin filed a motion. It can be viewed as sour
9 grapes. So, for some reason he attacked the government. His
10 accusations are false.

11 The reason why the government did not file anything
12 regarding the mental health status was because: A, we have no
13 firsthand information that would indicate the defendant has a
14 mental health issue at this time; B, he has an attorney who is
15 meeting with him who, it sounds like, Mr. Daoud has been
16 cooperative with and who is in the best position to make an
17 assessment as to whether there's a competency issue; C,
18 frankly, the filings that the defendant has made are coherent;
19 they do not appear on their face to be the rantings of someone
20 who's having a mental health issue or is off his medication;
21 and, D, as we just heard from the MCC, he missed a few days,
22 but not enough that would cause any mental health imbalance so
23 that the filings would have been impacted.

24 If the Court ultimately decides to have a competency
25 hearing, we don't have a problem with that. That's fine. But

1 I don't see a record for it at this time. I think if
2 anything, the Court should just let Mr. Durkin and Mr. Herman
3 go, appoint a new attorney and we proceed forward.

4 Thank you, Judge.

5 THE COURT: All right. Thank you.

6 For the record, just so that I preserve the record in
7 this case, can I have Ms. Acevedo, my courtroom deputy, swear
8 in Dr. Nowakowski and Dr. Szyhowski, please.

9 Carmen, go ahead.

10 (Drs. Nowakowski and Szyhowski duly sworn.)

11 THE COURT: So, Dr. Nowakowski, do you affirm that
12 all the statements you made today at this hearing are true and
13 correct, to the best of your knowledge?

14 DR. NOWAKOWSKI: Yes.

15 THE COURT: And, Dr. Szyhowski, the same: Do you
16 affirm that all the statements you made today are true and
17 correct, to the best of your knowledge?

18 DR. SZYHOWSKI: Yes.

19 THE COURT: And, Dr. Szyhowski, what is your first
20 name, please, for the record?

21 DR. SZYHOWSKI: David.

22 THE COURT: And, Dr. Nowakowski, what is your first
23 name, please?

24 DR. NOWAKOWSKI: Bonnie.

25 THE COURT: Thank you.

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SEVENTH EDITION

BRYAN A. GARNER
EDITOR IN CHIEF

lawful if pursued individually. • This right is protected by the First Amendment to the U.S. Constitution. The government may not prohibit outsiders from joining an association, but the insiders do not necessarily have a right to exclude others. Cf. RIGHT OF ASSEMBLY.

freedom of choice. 1. The liberty embodied in the exercise of one's rights. 2. The parents' opportunity to select a school for their child in a unitary, integrated school system that is devoid of de jure segregation. 3. The liberty to exercise one's right of privacy, esp. the right to have an abortion. — Also termed *right to choose*.

freedom of contract. The doctrine that people have the right to bind themselves legally; a judicial concept that contracts are based on mutual agreement and free choice, and thus should not be hampered by external control such as governmental interference. • This is the principle that people are able to fashion their relations by private agreements, esp. as opposed to the assigned roles of the feudal system. As Maine famously said, "[T]he movement of progressive societies has been a movement from *Status to Contract*." Henry Sumner Maine, *Ancient Law* 165 (1864). — Also termed *liberty of contract*.

"Like most shibboleths, that of 'freedom of contract' rarely, if ever, received the close examination which its importance deserved, and even today it is by no means easy to say what exactly the nineteenth-century judges meant when they used this phrase. At least it may be said that the idea of freedom of contract embraced two closely connected, but none the less distinct, concepts. In the first place it indicated that contracts were based on mutual agreement, while in the second place it emphasized that the creation of a contract was the result of a free choice unhampered by external control such as government or legislative interference." P. S. Atiyah, *An Introduction to the Law of Contract* 5 (3d ed. 1981).

freedom of expression. The freedom of speech, press, assembly, or religion as guaranteed by the First Amendment; the prohibition of governmental interference with those freedoms.

Freedom of Information Act. The federal statute that establishes guidelines for public disclosure of documents and materials created and held by federal agencies. 5 USCA § 552. — Abbr. FOIA.

freedom of petition. See RIGHT TO PETITION.

freedom of religion. The right to adhere to any form of religion or none, to practice or abstain from practicing religious beliefs, and

be free from governmental interference with or promotion of religion, as guaranteed by the First Amendment and Article VI, § 3 of the U.S. Constitution.

freedom of speech. The right to express one's thoughts and opinions without governmental restriction, as guaranteed by the First Amendment. — Also termed *liberty of speech*.

freedom of the city. *Hist.* An immunity or privilege from some burden, esp. from county jurisdiction and its privilege of municipal taxation and self-government, held under a royal charter.

freedom of the press. The right to print and publish materials without governmental intervention, as guaranteed by the First Amendment. — Also termed *liberty of the press*.

freedom of the seas. *Int'l law.* The principle that the seas beyond territorial waters are not subject to any country's control. • Ships on the high seas are subject only to the jurisdiction of the country whose flag they fly, except in cases of piracy, hijacking, hot pursuit from territorial waters, slave trading, and certain rights of approach by warships. — Also termed *mare liberum*.

free election. See ELECTION.

free enterprise. A private and consensual system of production and distribution, usu. conducted for a profit in a competitive environment that is relatively free of governmental interference. See CAPITALISM.

free entry, egress, and regress (ee-gres / ree-gres). *Hist.* A person's right to go on land as often as reasonably necessary. • A tenant could go on land to gather crops still growing after the tenancy expired.

Free Exercise Clause. The constitutional provision (U.S. Const. amend. I) prohibiting the government from interfering in people's religious practices or forms of worship. — Also termed *Exercise Clause*. Cf. ESTABLISHMENT CLAUSE.

free fishery. See FISHERY (1).

freehold, n. 1. An estate in land held in fee simple, in fee tail, or for term of life. • At common law, these estates were all created by enfeoffment with livery of seisin. 2. The tenure

by which a freehold estate is held.

perpetuity. A grantee's estate in fee simple, or a type of family inheritance.

"It took the A's son for so on and have been courts, however, freehold" (a v. Lovelace not vest but would fail to not entirely ing perpetuity is sometime but, more taking its nature ic reiteration

freeholder. *H*

freeholder's c

freehold estat

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freehold land in England or in the colonies, and other possible price yearly value to vote in the county.

free ice. *Hist.* Ice not belong to the other with that belongs to the owner.

free law. *Hist.* freeman (as opposed to villein) who forfeited if he committed treason or an infamy.

freeman. 1. A person who is not a slave or a municipal corporation possesses full civil rights. 2. *Hist.* A freeholder or a tenant in fee simple. 3. *Hist.* A freeholder or a tenant in fee simple. 4. *Hist.* A freeholder or a tenant in fee simple. 5. *Hist.* A freeholder or a tenant in fee simple. 6. *Hist.* A freeholder or a tenant in fee simple. 7. *Hist.* A freeholder or a tenant in fee simple. 8. *Hist.* A freeholder or a tenant in fee simple. 9. *Hist.* A freeholder or a tenant in fee simple. 10. *Hist.* A freeholder or a tenant in fee simple. 11. *Hist.* A freeholder or a tenant in fee simple. 12. *Hist.* A freeholder or a tenant in fee simple. 13. *Hist.* A freeholder or a tenant in fee simple. 14. *Hist.* A freeholder or a tenant in fee simple. 15. *Hist.* A freeholder or a tenant in fee simple. 16. *Hist.* A freeholder or a tenant in fee simple. 17. *Hist.* A freeholder or a tenant in fee simple. 18. *Hist.* A freeholder or a tenant in fee simple. 19. *Hist.* A freeholder or a tenant in 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simple. 454. *Hist.* A freeholder or a tenant in fee simple. 45

Certificate of Service

I hereby certify that I have caused a copy of this Memorandum to be served to all parties of interest through the clerk by placing same in inmate legal mail on this the 12 day of July, 2023. This being submitted under the penalty of perjury

Respectfully submitted,

Adul Daroud

Adel Daoud -43222424
Metropolitan Correctional Center
71 W Van Buren St
Chicago, IL 60605



Office of the U.S. District
Court United States Courthouse
219 South Dearborn Street
Chicago, Illinois 60604

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This letter has neither been opened nor inspected.

JUL 13 2023

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